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TITLE 7—AGRICULTURE

Chapter IX—Production and Marketing Administration (Marketing Agreements and Orders), Department of Agriculture

PART 936—FRESH BARTLETT PEARS, PLUMS, AND ELBERTA PEACHES GROWN IN CALIFORNIA

FINDINGS AND DETERMINATIONS RELATIVE TO EXPENSES TO BE INCURRED AND FIXING OF RATES OF ASSESSMENT FOR 1950-51 SEASON

On May 13, 1950, notice of proposed rule making was published in the *FEDERAL REGISTER* (15 F. R. 2879) regarding the expenses and the fixing of the rates of assessment for the 1950-51 season pursuant to the marketing agreement, as amended, and Order No. 36, as amended (7 CFR, Part 936; 14 F. R. 2684), regulating the handling of fresh Bartlett pears, plums, and Elberta peaches grown in the State of California. This regulatory program is effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U. S. C. 601 et seq.). After consideration of all relevant matters presented, including the proposals which were submitted by the Control Committee (established pursuant to said amended marketing agreement and order) and set forth in the aforesaid notice, it is hereby found and determined that:

§ 936.204 *Budget of expenses and rates of assessment for the 1950-51 season*—(a) *Budget of expenses*. The expenses likely to be incurred by the Control Committee during the 1950-51 season for the maintenance and functioning of such committee and the respective commodity committees, established pursuant to the provisions of the aforesaid amended marketing agreement and order, are as follows:

- (1) Bartlett pears, \$23,058.68;
- (2) Early varieties of plums, \$15,201.23;
- (3) Late varieties of plums, \$18,490.62; and
- (4) Elberta peaches, \$10,334.47.

(b) *Rates of assessment*. The following rates of assessment, which each handler shall pay in accordance with the

applicable provisions of said amended marketing agreement and order, are hereby fixed as the respective handler's pro rata share of the aforesaid expenses:

- (1) 20 mills (\$0.020) per hundred pounds of Bartlett pears;
- (2) 25 mills (\$0.025) per hundred pounds of early varieties of plums;
- (3) 25 mills (\$0.025) per hundred pounds of late varieties of plums; and
- (4) 15 mills (\$0.015) per hundred pounds of Elberta peaches.

It is hereby further found that it is impracticable and contrary to the public interest to postpone the effective date hereof until 30 days after publication in the *FEDERAL REGISTER* (60 Stat. 237; 5 U. S. C. 1001 et seq.) in that (1) the respective rates of assessment are applicable to all fresh Bartlett pears, early varieties of plums, late varieties of plums, and Elberta peaches shipped during the 1950-51 season; (2) shipments of plums have already commenced and shipments of Elberta peaches are expected to begin on or about June 25, 1950, with shipments of Bartlett pears following on or about July 1, 1950; (3) the provisions hereof do not impose any obligation on a handler until such handler ships plums, Elberta peaches or Bartlett pears; and (4) it is essential that the specification of the assessment rates be issued immediately so that the aforesaid assessment may be collected and thereby enable the said Control Committee and commodity committees to perform their duties and functions in accordance with said amended marketing agreement and order.

Terms used in the amended marketing agreement and order shall, when used herein, have the same meaning as is given to the respective term in said amended marketing agreement and order.

(Sec. 5, 49 Stat. 753, as amended; 7 U. S. C. and Sup., 608c)

Done at Washington, D. C., this 2d day of June 1950.

[SEAL]

CHARLES F. BRANNAN,
Secretary of Agriculture.

[F. R. Doc. 50-4839; Filed, June 6, 1950;
8:48 a. m.]

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FEDERAL REGISTER

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TITLE 19—CUSTOMS DUTIES

Chapter I—Bureau of Customs, Department of the Treasury

[T. D. 52488]

PART 10—ARTICLES CONDITIONALLY FREE, SUBJECT TO A REDUCED RATE, ETC.

ARTICLES FOR EXHIBITION

Applications are made from time to time to collectors of customs for permission to amend entries to make claim for free entry under paragraph 1809 of the Tariff Act of 1930. In order that such applications may be acted upon by collectors without approval by the Bureau, § 10.49 (a), Customs Regulations of 1943 (19 CFR 10.49 (a)), is hereby amended by adding the following sentence at the end thereof: "Claim for free entry under paragraph 1809, Tariff Act of 1930, may be made for articles of the character described therein which have been previously entered under any other provision of law and the entry amended accordingly upon compliance with the requirements of this section, provided the articles have not been released from customs custody."

(R. S. 161, 251, sec. 624, 46 Stat. 759; 5 U. S. C. 22, 19 U. S. C. 66, 1624. Interprets or applies

par. 1809, sec. 201, 46 Stat. 684; 19 U. S. C. 1201, par. 1809)

[SEAL]

FRANK DOW,
Commissioner of Customs.

Approved: May 31, 1950.

JOHN S. GRAHAM,
Acting Secretary of the Treasury.

[F. R. Doc. 50-4844; Filed, June 6, 1950;
8:49 a. m.]

TITLE 21—FOOD AND DRUGS

Chapter I—Food and Drug Administration, Federal Security Agency

PART 135—COLOR CERTIFICATION

LISTING OF FD&C VIOLET NO. 1 FOR USE IN FOOD, DRUGS, AND COSMETICS

In the matter of listing an additional coal-tar color, to be known as FD&C Violet No. 1, for use in food, drugs, and cosmetics:

By virtue of the authority vested in the Federal Security Administrator by sections 406 (b), 504, 604, and 701 (e) of the Federal Food, Drug, and Cosmetic Act (52 Stat. 1049, 1052, 1055; 21 U. S. C. 346 (b), 354, 364, and 371 (e)), and on the basis of substantial evidence received at the hearing held pursuant to notice thereof published in the FEDERAL REGISTER of January 26, 1950 (15 F. R. 453), no exceptions having been filed to the tentative order issued by the Acting Federal Security Administrator and published in FEDERAL REGISTER on May 11, 1950 (15 F. R. 2814), the following order is made:

Findings of fact.¹ 1. The chemical identity of the pure dye in the color proposed for listing as FD&C Violet No. 1 is as follows:

Monosodium salt of 4-[[4-(N-ethyl-p-sulfobenzylamino) - phenyl] - [4-(N-ethyl-p-sulfonitumbenzylamino) - phenyl] - methylene] - (N,N - dimethyl - $\Delta^{2,3}$ - cyclohexadienimine).

(R. 10, 26, 27; Ex. 1, 2, 4)

2. Practical and accurate methods of analysis exist for the quantitative determination of the pure dye and all intermediates and other impurities contained in the color proposed for listing as FD&C Violet No. 1. (R. 17, 18, 20, 26, 30-35; Ex. 2, 3, 3a, 4)

3. Analytical tests performed on a sample of FD&C Violet No. 1 disclosed that it contained the impurities listed below, in the respective percentages shown:

Analysis	Percent
Volatiles matter (at 135° C.)	5.2
Water-insoluble matter	.04
Ether extracts	.4
p-Dimethylaminobenzoic acid	
Less than	.05
Sodium chloride	.2
Sodium sulfate	Trace
Mixed oxides	.14
Lead	Less than .001
Arsenic as As ₂ O ₃	Less than .0001
Heavy metals	Trace

(R. 26; Ex. 4)

¹ Citations following each finding of fact refer to the pages of the transcript of testimony and the exhibits received in evidence at the hearing.

4. These results are reproducible within the range of experimental error of methods. (R. 16, 17, 27; Ex. 2)

5. The lot of color from which the samples tested were taken was produced under ordinary manufacturing conditions and complied with the proposed specifications for FD&C Violet No. 1 listed in finding 6. (R. 10-15; Ex. 2, 4)

6. While it is not possible under good manufacturing practices to produce a coal-tar color that is free from all impurities, a coal-tar color conforming to the general provisions of the coal-tar color regulations, and at the same time meeting the following specifications, can be produced under good manufacturing practices:

Monosodium salt of 4-[[4-(N-ethyl-p-sulfobenzylamino) - phenyl] - [4-(N-ethyl-p-sulfonitumbenzylamino) - phenyl] - methylene] - (N,N - dimethyl - $\Delta^{2,3}$ - cyclohexadienimine).

Volatiles matter (at 135° C.), not more than 8.0 percent.

Water-insoluble matter, not more than 0.3 percent.

Ether extracts, not more than 0.4 percent.
p-Dimethylaminobenzoic acid, not more than 0.2 percent.

Chlorides and sulfates of sodium, not more than 4.0 percent.

Mixed oxides, not more than 1.0 percent.
Pure dye (as determined by titration with titanium trichloride), not less than 85.0 percent.

The sum of the volatile matter, chlorides and sulfates of sodium, pure dye, and leuco base of the dye, not less than 95.0 percent.

These specifications provide for a color which is as pure as practical under good manufacturing practices. (R. 13, 30-36; Ex. 1)

7. D&C Violet No. 1 is now listed in § 135.4 as a color which may be certified as harmless and suitable for use in drugs and cosmetics. The coal-tar color proposed for listing as FD&C Violet No. 1 has the same chemical composition as the color now listed as D&C Violet No. 1, except that it contains less impurities. (R. 27-29; Ex. I, 2, 4)

8. It would be impossible to distinguish between D&C Violet No. 1 and FD&C Violet No. 1 if both colors were allowed to be used in coloring food, drugs, and cosmetics. (R. 36-37)

9. A color meeting the proposed specifications for FD&C Violet No. 1 could be certified under existing regulations as a color complying with the specifications listed for D&C Violet No. 1, and because of the presence of less impurities and an increased content of pure dye would be more suitable for use in drugs and cosmetics than a color meeting the specifications now listed for D&C Violet No. 1. (R. 28, 37, 61)

10. A coal-tar color conforming to the general provisions of the coal-tar color regulations and meeting the specifications listed in finding 6 would be chemically suitable for use in food. (R. 18, 37-38; Ex. 2)

11. Practical and accurate methods of analysis exist for the identification of FD&C Violet No. 1 in food, drugs, and cosmetics colored therewith. (R. 18, 19, 36; Ex. 2, 4)

12. Samples of the coal-tar color proposed for listing as FD&C Violet No. 1 were used in pharmacological tests conducted to determine whether the color would be harmless if used in food. The pharmacological tests conducted were the usual tests employed to determine the toxicity of coal-tar colors. (R. 42-43, 43, 57-58; Ex. 5, 6)

13. The amount of color fed the animals in the tests referred to in finding 12 was far in excess of the amount that any human might obtain as a result of food colored with FD&C Violet No. 1. (R. 39-40, 54-55, 60-61)

14. The pharmacological tests performed with samples of the coal-tar color proposed for listing as FD&C Violet No. 1, and the testimony of pharmacologists who performed the tests and are familiar with the results obtained, disclose that the coal-tar color FD&C Violet No. 1 is harmless and suitable for use in food. (R. 48, 53-55, 59-61; Ex. 5, 6)

Conclusions. On the basis of the foregoing findings of fact, it is concluded:

1. That a coal-tar color conforming to the coal-tar color regulations and specifications proposed for FD&C Violet No. 1 is harmless and suitable for use in food, drugs, and cosmetics;

2. That it is not practicable to list both FD&C Violet No. 1 and D&C Violet No. 1; and

3. That FD&C Violet No. 1 is more suitable for use in coloring food, drugs, and cosmetics than is D&C Violet No. 1.

Therefore, it is ordered, That the color certification regulations under the Federal Food, Drug, and Cosmetic Act (21 CFR 135.1 et seq., as amended 14 F. R. 3373, 7484) be amended in the following respects:

1. In § 135.3 *List of straight colors and specifications for their certification for use in food, drugs, and cosmetics*, paragraph (a) is amended by adding to the colors listed the following:

FD&C VIOLET NO. 1

SPECIFICATIONS

Monosodium salt of 4-[[4-(N-ethyl-p-sulfobenzylamino) - phenyl] - [4-(N-ethyl-p-sulfonitumbenzylamino) - phenyl] - methylene] - (N,N - dimethyl - $\Delta^{2,3}$ - cyclohexadienimine).

Volatiles matter (at 135° C.), not more than 8.0 percent.

Water-insoluble matter, not more than 0.3 percent.

Ether extracts, not more than 0.4 percent.
p-Dimethylaminobenzoic acid, not more than 0.2 percent.

Chlorides and sulfates of sodium, not more than 4.0 percent.

Mixed oxides, not more than 1.0 percent.

Pure dye (as determined by titration with titanium trichloride), not less than 85.0 percent.

The sum of the volatile matter, chlorides and sulfates of sodium, pure dye, and leuco base of the dye, not less than 95.0 percent.

2. In § 135.4 *List of straight colors and specifications for their certification for use in drugs and cosmetics*, paragraph (a) is amended by deleting the color listed as D&C Violet No. 1.

Effective date. These amendments shall become effective 90 days from the date of publication of this order in the FEDERAL REGISTER.

(Sec. 701, 52 Stat. 1055; 21 U. S. C. 371. Interprets or applies secs. 406, 504, 604, 702, 706, 52 Stat. 1049, 1052, 1055, 1056, 1058; 21 U. S. C. 346, 354, 364, 372, 376)

Dated: June 1, 1950.

[SEAL] OSCAR R. EWING,
Administrator.

[F. R. Doc. 50-4840; Filed, June 6, 1950;
8:48 a. m.]

TITLE 29—LABOR

Chapter V—Wage and Hour Division, Department of Labor

PART 526—INDUSTRIES OF A SEASONAL NATURE

RECEIVING TEXAS WOOL AND MOHAIR FOR STORAGE IN TEXAS

An application was filed by the Texas Sheep and Goat Raisers Association for a determination that the industry engaged in receiving raw shorn Texas wool and/or mohair for storage constitutes an industry of a seasonal nature within the meaning of section 7 (b) (3) of the Fair Labor Standards Act of 1938 (52 Stat. 1063; 29 U. S. C. 207 (b) (3)) and the regulations contained in this part.

It appears from the application that (1) there is an industry in Texas which is engaged in the receiving of raw shorn Texas wool (as that term is used in the industry) and/or mohair at warehouses for storage; (2) the bulk of the wool and mohair produced in Texas is shorn during the months of April, May, and June (and a minor amount in September and October) and is received from growers by warehouses immediately after shearing; and (3) warehouses engaged in the storing of Texas wool and mohair receive for storage more than 50 percent of the annual volume in a period or periods amounting in the aggregate to not more than 14 workweeks.

On May 3, 1950, upon consideration of the facts stated in said application, I determined, pursuant to § 526.5 (b) (2), that a prima facie case had been shown for finding that there is an industry in Texas engaged in receiving for storage Texas wool (as that term is used in the industry) and/or mohair and that such industry is of a seasonal nature within the meaning of section 7 (b) (3) of the Fair Labor Standards Act of 1938 and the regulations contained in this part. This preliminary determination was published in the FEDERAL REGISTER on May 6, 1950, and interested persons were given 15 days from such date to file objections or a request for a hearing.

No objection or request for hearing has been received within the said 15 days.

Accordingly, pursuant to § 526.5 (b) (2), I hereby find that there is an industry in the State of Texas engaged in the receiving for storage of raw shorn Texas wool (as that term is used in the industry) and/or mohair and that such industry is of a seasonal nature within the meaning of section 7 (b) (3) of the Fair Labor Standards Act of 1938 and the regulations contained in this part.

The "receiving of raw shorn Texas wool and/or mohair for storage" includes

the unloading, weighing, marking for identification, placing into storage and storing of Texas wool (as that term is used in the industry) and/or mohair and any operations or services necessary or incident to the foregoing, including incidental grading and selling, during the period or periods when wool or mohair is being received for storage.

In view of the fact that the industry in question is in the midst of its season at the present time, I find that it is necessary to make this determination effective immediately. Accordingly, it shall become effective upon publication in the FEDERAL REGISTER.

(52 Stat. 1060; 29 U. S. C. 201, et seq.)

Signed at Washington, D. C., this 2d day of June 1950.

WM. R. McCOMB,
Administrator.

[F. R. Doc. 50-4864; Filed, June 6, 1950;
8:51 a. m.]

TITLE 36—PARKS, FORESTS, AND MEMORIALS

Chapter I—National Park Service, Department of the Interior

PART 3—NATIONAL CAPITAL PARKS REGULATIONS

Part 3 is amended to read as follows:

- Sec.
- 3.1 Applicability of regulations.
- 3.2 Applicability of Federal laws.
- 3.3 Applicability of District of Columbia and State laws.
- 3.4 Definitions.
- 3.5 Penalties.
- 3.6 Place of trial.
- 3.7 Federal property; miscellaneous provisions.
- 3.8 Lamps and lamp posts in park areas.
- 3.9 Comfort stations and other structures.
- 3.10 Trees, shrubs, plants, grass, and other vegetation.
- 3.11 Dogs and cats.
- 3.12 Horses.
- 3.13 Grazing; permitting animals to run loose.
- 3.14 Picnics in park areas.
- 3.15 Athletics.
- 3.16 Model planes.
- 3.17 Gambling.
- 3.18 Hunting and fishing.
- 3.19 Parades and other functions without permits prohibited; exceptions.
- 3.20 Areas available at all times subject to permit for public meetings; permit applications.
- 3.21 Public meetings may be held subject to permit in any park area; exceptions.
- 3.22 Areas in which parades and public gatherings are prohibited.
- 3.22a Policy governing the issuance of permits for public meetings.
- 3.23 Soliciting, advertising, sales.
- 3.24 Nuisances; disorderly conduct.
- 3.25 Indecency, immorality, profanity.
- 3.26 Loitering, camping, vagrancy.
- 3.27 Use of liquors; intoxication.
- 3.28 Laws and regulations applicable to traffic control; enforcement.
- 3.29 Obstructing entrances, exits, sidewalks.
- 3.30 Speed restrictions.
- 3.31 Reckless driving; prohibited operations.
- 3.32 Parking restrictions; impounding of vehicles.
- 3.33 Traffic signs.
- 3.34 Washing of cars prohibited.

- Sec.
- 3.35 Commercial vehicles and common carriers.
- 3.36 Vehicles; weight and tread restrictions.
- 3.37 Tampering with vehicles prohibited.
- 3.38 Prevention of smoke.
- 3.39 Bicycling, roller skating, and coasting restrictions.
- 3.40 Boating.
- 3.41 Collection of scientific specimens.
- 3.42 Lost and found articles.
- 3.43 Photographing; restrictions.
- 3.44 Fees; admission, service.
- 3.45 Discrimination in furnishing public accommodations and in using park areas.
- 3.46 Installation permits.
- 3.101 Schedule of minimum collateral (General Order No. 68).

AUTHORITY: §§ 3.1 to 3.101 issued under sec. 6, 30 Stat. 571, sec. 3, 39 Stat. 535, as amended, sec. 16, 43 Stat. 1126, as amended; 8 D. C. Code 143, 16 U. S. C. 3, 40 D. C. Code 613.

§ 3.1 *Applicability of regulations.* This part applies to all park areas administered by National Capital Parks, National Park Service, in the District of Columbia, Maryland and Virginia, and to other Federal reservations in the environs of the District of Columbia, policed with the approval or concurrence of the head of the agency having jurisdiction or control over such reservations, pursuant to the provisions of the act of March 17, 1948 (62 Stat. 81).

§ 3.2 *Applicability of Federal laws.* In all areas to which this part is applicable all acts shall be enforced insofar as applicable.

§ 3.3 *Applicability of District of Columbia and State laws.* (a) The laws and regulations promulgated for the District of Columbia shall be enforced, insofar as applicable, in all park areas within the District of Columbia.

(b) In areas to which this part is applicable, located outside the geographical limits of the District of Columbia, the laws of the State within which the area is located shall be invoked and enforced in accordance with the act of June 25, 1948 (62 Stat. 686; 18 U. S. C. Supp. II, sec. 13).

§ 3.4 *Definitions.* As used in this part, unless otherwise indicated:

(a) Under the regulations, the term "park area" means any and all developed and undeveloped grounds, playgrounds, plazas, squares, circles, triangles, islands, ways, streets, sidewalks, roads, boulevards, parkways, canals, waters, buildings, monuments, structures and other properties administered by National Capital Parks, National Park Service, including such park areas as herein defined as are used by the District of Columbia Recreation Board pursuant to agreement with the National Capital Parks, National Park Service.

(b) The term "other Federal reservations" means Federal areas, which are not under the administrative jurisdiction of the Department of the Interior, located in Arlington and Fairfax Counties and the City of Alexandria in Virginia, and Prince Georges, Anne Arundel, and Montgomery Counties in Maryland, exclusive of military reservations, unless the policing of such areas by the United

States Park Police is specifically requested by the Secretary of Defense or his designee.

(c) The term "environs of the District of Columbia" embraces Arlington and Fairfax Counties and the City of Alexandria, in Virginia, and Prince Georges, Anne Arundel, and Montgomery Counties, in Maryland.

(d) The term "Secretary" means the Secretary of the Interior.

(e) The term "Director" means the Director of the National Park Service and any subordinate authorized by the Secretary to act for the Director.

(f) The term "Superintendent" means the Superintendent of National Capital Parks and any subordinate authorized by the Director to act for the Superintendent.

(g) The term "official permit" means permits issued by authorized officials of the agency having control or jurisdiction of the Federal area involved.

(h) The term "official sign" means any sign or signs posted by order of authorized officials of the agency having control or jurisdiction of the Federal area involved.

(i) The term "person" includes individuals, partnerships, firms, corporations, and voluntary associations.

(j) The term "driver" means the rider, driver, or leader of any horse or other riding or draft animal, a person who pushes, draws or propels a vehicle, and the operator of a motor-propelled vehicle.

(k) The term "horse" means any riding or draft animal or beast of burden.

(l) The term "public highway" means any street, road, highway or public thoroughfare in any Federal area covered by this part.

(m) The term "vehicle" means any conveyance or animal customarily used for the purpose of riding or driving.

(n) The term "commercial vehicle" means any vehicle designed and regularly used for carrying freight or merchandise for or without hire.

(o) The term "parking" means any vehicle left standing, whether or not attended, except when standing in obedience to traffic regulations, signs or signals, or to a police officer.

§ 3.5 Penalties—(a) Regulations in this part. Any person violating any of the provisions of this part, except violations of traffic and motor vehicle regulations in park areas in the District of Columbia, shall, upon conviction thereof, be punished by a fine of not more than \$500 or imprisonment for not exceeding six months or both.

(b) **Traffic violations in District of Columbia.** Any person violating any of the provisions of the traffic and motor vehicle regulations contained in this part in park areas in the District of Columbia, except where a penalty is otherwise provided, shall, upon conviction thereof, be punished by a fine of not more than \$300 or imprisonment of not more than 10 days or both.

(c) **Statutes; other applicable regulations.** Any person violating any act of Congress or State law adopted pursuant to an act of Congress or rule or regulation promulgated by other Federal offi-

cials, the Commissioners of the District of Columbia, or other municipal officials, which is in force and applicable to any area covered by this part shall, upon conviction, be punished in accordance with the penalty provisions of such act, rule or regulation.

§ 3.6. Place of trial. Any person violating any of the regulations contained in this part in park areas within the District of Columbia is subject to prosecution and trial in the Municipal Court for the District of Columbia. Any person violating any of the regulations contained in this part in areas covered by this part within the States of Maryland or Virginia may be tried by a United States Commissioner authorized to try petty offenses in the judicial district in which the offense was committed or, if the person charged with the offense so elects, he shall be tried in the district court of the United States which has jurisdiction over the offense.

§ 3.7 Federal property; miscellaneous provisions—(a) Statues and other structures. No person shall climb upon or in any way injure any statue, fountain, wall, banister, ledge, fence, balustrade, railing or other structure.

(b) **Water system.** No person shall tamper with drinking fountains, hydrants, or other water system facilities.

(c) **Life buoys.** No person shall tamper with or remove life buoys from their fastenings except for the purpose of aiding a person who is in danger of drowning.

(d) **Injury to lawns.** No person shall make any use of lawn areas which tends to injure the lawns in any manner. This section shall not be construed to prohibit casual strolling over lawn areas.

(e) **Short cuts.** No person shall make short cuts across lawn areas which tend to make paths.

(f) **Signs.** No person shall tamper with, mar, remove or destroy any official or public sign.

(g) **Dumping.** No person shall dump any material or refuse of any description in any area covered by this part, except pursuant to the provisions of an official permit.

(h) **Storage.** No person shall store material of any description, or displace, leave, house, or permit to be placed or left in any area covered by this part any vehicle or parts of vehicles, or rubbish of any description, except pursuant to the provisions of an official permit.

(i) **Fences and other structures.** No person shall enclose any area covered by this part or erect any fence, wall, or build any trail, road, bridge or other structure in any area covered by this part, except pursuant to the provisions of an official permit.

(j) **Spilling of deleterious substance.** No person shall pour or cause to spill or permit to escape in any area covered by this part any oil, gas, salt, acid or other deleterious substance whether liquid, solid or gaseous, except pursuant to the provisions of an official permit.

(k) **Other injury or removal.** Any other injury to or removal of any Federal property, except under authority of law, is prohibited.

§ 3.8 Lamps and lamp posts in park areas. (a) No person shall break, damage, or carry away any lantern, glass, frame, street designation, fixture, or other part or appurtenance of any public lamp; or hitch, tie or fasten any animal to any lamp post or appurtenance thereof.

(b) No person shall take up or carry away any public lamp post, or extinguish or obstruct the light in any public lamp, or cap or plug the service pipe of any public lamp.

(c) No person shall climb, damage or destroy any public lamp post, or attach any guy line or sign thereto, or deface any public lamp post or appurtenance thereof by means of lime, mortar, paint, or other material; or pile material of any kind against any public lamp post.

§ 3.9 Comfort stations and other structures. (a) No person shall enter, remain, or loiter in any comfort station or other public structure in a park area except to use such facility for the purpose for which it is intended.

(b) No person shall deposit any bodily waste in or on any portion of any comfort station or other public structure in a park area excepting directly into such particular fixtures as may be provided for that purpose, nor place any bottle, can, cloth, rag, or metal, wood, or stone substance in any of the plumbing fixtures in such station or structure.

(c) In a comfort station or other public structure in a park area, no person shall interfere with any attendant in the performance of his or her duty.

(d) No person shall cut, deface, mar, destroy, or break, or write on or scratch any wall, floor, ceiling, partition, fixture, or furniture, or use towels in any improper manner, or waste soap, toilet paper, or any of the facilities provided in any comfort station or other public structure in a park area.

§ 3.10 Trees, shrubs, plants, grass and other vegetation—(a) General injury. No person shall prune, cut, carry away, pull up, dig, fell, bore, chop, saw, clip, pick, move, sever, climb, molest, take, break, deface, destroy, set fire to, burn, scorch, carve, paint, mark, or in any manner interfere with, tamper, mutilate, misuse, disturb or damage any tree, shrub, plant, grass, flower, or part thereof, nor shall any person permit any chemical, whether solid, fluid, or gaseous, to seep, drip, drain or be emptied, sprayed, dusted or injected upon, about or into any tree, shrub, plant, grass, flower, or part thereof, except when specifically authorized by competent authority; nor shall any person build fires, or station, or use any tar kettle, heater, road roller or other engine within an area covered by this part in such a manner that the vapor, fumes or heat therefrom may injure any tree or other vegetation.

CROSS REFERENCE: For parking which may impair vegetation and trees, see § 3.32 (a) (1) and (8).

(b) **Animals.** No person shall hitch, tie or fasten any horse or other animal to, or within reach of, any tree, shrub, plant, tree box or tree guard.

CROSS REFERENCE: For regulations with respect to domestic animals, see also §§ 3.11 and 3.13.

(c) *Attachments.* No person shall hitch, tie, fasten, nail, anchor, screw or otherwise attach any wire, cable, chain, rope, card, sign, poster advertisement, notice, announcement, handbill, board or other article or device to any tree, shrub or plant, without first obtaining an official permit.

(d) *Excavations.* No person shall excavate any ditches, tunnels, holes or trenches, or lay any sewer or pipe line, drain, conduit or cable, walk, path, drive or highway within or affecting any park area, without first obtaining an official permit. In making permitted excavations proper care shall be taken to prevent injury to the roots of trees, shrubs, or plants. Upon completion of the work, the ground surface shall be restored by the permittee and the correction of any future settling of the back fill shall likewise be the responsibility of the permittee.

(e) *Guards.* All trees, shrubs, or other plants growing within any park area near any excavation or construction of any kind, shall be protected with a substantial and adequate guard constructed by the permittee.

(f) *Gas.* Any person owning or operating beneath the ground, in or adjacent to park areas, any pipes or other conduits for the transmission or delivery of illuminating gas, oil, steam, or other substance in liquid or gaseous form, shall locate and maintain such pipes or conduits free from leaks and in such condition as to prevent injury to any tree, shrub, plant, lawn, or other vegetation growing within park areas.

(g) *Wires.* No person shall string any wire or wires through or above any park areas; nor prune or remove branches or trees which may now or hereafter interfere, rub or grow near existing wires; nor attach any wire, insulator or device to trees or within any area covered by the root system of trees, without first obtaining an official permit. Any person having jurisdiction or control over any wire or conduit for the transmission of an electric current shall guard all trees through which such wires or conduits pass, against any injury from the wires or the electric current carried thereby. The device or means used shall, in each case, be of a type approved by the Superintendent.

(h) *Planting.* No person shall plant or cause to be planted any tree, shrub or plant within a park area without first obtaining an official permit.

(i) *Adjacent trees.* Any tree, shrub or plant growing upon private property and which overhangs any park area in such a way as to present a hazard or impede, obstruct or interfere with traffic, travel or park use shall be trimmed, removed, braced, or otherwise treated by the owner of the premises on which such tree, shrub or plant is located, in a manner prescribed by the Superintendent. In an emergency, the Superintendent is empowered to enter such premises and to trim, remove, brace or otherwise treat any tree which is deemed hazardous to park travel or use, in such a manner that the hazard shall be eliminated.

§ 3.11 *Dogs and cats.* (a) The laws and regulations of the District of Columbia, Maryland and Virginia, relating to licenses and muzzles shall apply to dogs in the park areas located within the geographical limits of the respective jurisdictions.

(b) No dog or cat, unless caged or on a leash not more than six feet long and entirely under control, shall be taken into or exercised in park areas.

(c) No dog or cat shall be permitted by the person exercising or walking the animal to commit any nuisance on playgrounds, trees, shrubs, plants, lawns, sidewalks, footpaths, or in flower beds, buildings, or in any other park area, except in park roadways.

§ 3.12 *Horses.* (a) A horse shall not be left unbridled or unattended in any park area without being securely fastened, unless harnessed to a vehicle with wheels so secured as to prevent its being dragged faster than a walk.

(b) A driver shall continuously hold the reins in his hand while riding, driving or leading a horse within a park area.

(c) No more than two horses abreast shall be permitted on the bridge paths in any park area.

(d) Horses shall not be allowed to move over any park area other than those specifically designated for horse exercise.

(e) Fast or reckless riding or driving of horses in any park area is prohibited. Equestrians shall be careful to come down to a walk or slow trot before passing pedestrians.

CROSS REFERENCE: For regulations prohibiting the tying of horses or other animals to lamp posts or trees, see §§ 3.8 (a) and 3.10 (b), respectively.

§ 3.13 *Grazing; permitting animals to run loose.* Using park areas for grazing, allowing to graze, or permitting to run loose thereon any animal, is prohibited, unless authorized by an official permit. Any owner or custodian of an animal or animals shall prevent such animal or animals from doing any of the acts enumerated in this section.

§ 3.14 *Picnics in park areas—(a) Permits.* Persons holding official permits for the use of established picnic groves in park areas shall be entitled to the exclusive use of such groves on the dates and between the hours specified in the permits. All persons not holding permits shall be required to vacate the groves upon the arrival of permit holders.

(b) *Fires.* Fires shall be burned only in established fireplaces in park areas, except when otherwise authorized by official permit.

(c) *Garbage.* Picnic groves in park areas shall be left in a clean condition by persons using the groves. Garbage and refuse of all kinds shall be placed in receptacles provided for the purpose.

§ 3.15 *Athletics—(a) Permits for set games.* Playing baseball, football, croquet, tennis, and other set games or sports in park areas except under official permit and upon the grounds provided for such purpose, is prohibited.

(b) *Wet grounds.* Persons holding official permits to engage in games and sports at certain times and at places authorized for this use in park areas are

prohibited from exercising the privilege of play accorded by the permit if the grounds are wet or otherwise unsuitable for play without damage to the turf.

(c) *Golf and tennis; fees.* No person shall use golf and tennis facilities in park areas except by payment of the prescribed fee, if one is required, and in compliance with regulations approved by the Director. Use of public golf and tennis facilities is restricted to authorized players and persons accompanying them; trespassing, intimidating, harassing or otherwise interfering with authorized golf players, or interfering with the play of tennis players is prohibited.

(d) *Archery.* No bows and arrows shall be used in park areas except in places designated by order of the Superintendent.

(e) *Ice skating.* When ice is forming on the Tidal Basin, the Reflecting Pool, and other bodies of water within park areas, all persons shall abide by the directions of the Park Police as to when and where the ice shall be available for skating. When skating is allowed, all persons shall be under obligation to refrain from fast and reckless skating when such skating might endanger the life or limb of other persons.

§ 3.16 *Model planes.* No model powered plane shall be flown from any park area unless authorized by an official permit.

§ 3.17 *Gambling.* Gambling in any form, or the operation of gambling devices whether for merchandise or otherwise in park areas, is prohibited.

§ 3.18 *Hunting and fishing—(a) Hunting in park areas prohibited.* No person shall at any time or at any place within a park area, trap, catch, kill, injure, pursue or needlessly disturb, or attempt to trap, catch, kill, injure, or pursue birds, waterfowl, or wild animals, except upon proper authorization by the Superintendent.

(b) *Fishing in ornamental pools prohibited.* Fishing in fountain basins and ornamental pools is prohibited.

(c) *Fishing in park areas in Maryland and Virginia.* Persons fishing from boats or from the shore of areas under the jurisdiction of the National Park Service, lying within the geographical limits of Maryland or Virginia, must be licensed by and comply with the applicable State laws.

(d) *Fishing in Tidal Basin.* Fishing in the Tidal Basin may be permitted at the discretion of the Superintendent except from March 31 to May 30 each year when fishing is prohibited. All bass under 10 inches, all crappie under 6 inches, all bream under 4 inches in length shall be returned to the Basin. No person may in any one day catch and retain more than 5 bass, 5 crappie, 5 bream, and 12 winter shad.

(e) *Fishing from unposted banks of streams in park areas permitted.* Fishing will be permitted from the banks of the Potomac River, Anacostia River, Rock Creek, Georgetown Channel, Washington Channel, Chesapeake and Ohio Canal or other waters within park areas, except where such banks have been posted with official signs prohibiting fishing in the vicinity.

§ 3.19 *Parades and other functions without permits prohibited; exceptions.* Parades, ceremonies, entertainments, and functions of all kinds, are prohibited in park areas unless authorized by an official permit, except that public meetings and assemblies may be held and speeches and the expression of views publicly may be made without any permit in the following places, which shall be open and available for such purpose at all times to any person, group of persons, or organization:

(a) *Circus grounds.* Located at Oklahoma Avenue and Benning Road. When the circus grounds are in use by circuses or carnivals under official permits, the use of this area for public meetings and assemblies shall be prescribed by the Superintendent in such manner as to minimize, as far as possible, any interference or disturbance of circus or carnival operations.

(b) *Judiciary park.* On the north-south axis of the park between E Street and the statue of Jose de San Martin.

(c) *Smithsonian grounds.* In the northeast corner of the park and adjacent to Constitution Avenue and Ninth Street NW.

(d) *United States Reservation 46.* North side of Pennsylvania Avenue, west of Eighth Street and south of D Street SE.

§ 3.20 *Areas available at all times subject to permit for public meetings; permit applications—(a) Available areas.* Public meetings and assemblies may be held and speeches and the expression of views publicly may be made in the following places, which shall be open and available for such purposes at all times to any person, group of persons, or organization, subject to the condition that an official permit therefor be first obtained.

(1) Anacostia Park west of Eleventh Street.

(2) Polo Field.

(3) Banneker Recreation Center, north side.

(4) Monument Grounds, Sylvan Theater.

(5) Water Gate.

(6) Bunker Hill, Amphitheater.

(b) *Application for permits.* Any application for a permit authorizing the holding of a meeting or other function within the areas covered by this section shall set forth the names of proposed speakers and the nature of all proposed speeches. This information shall be submitted sufficiently in advance of the date of the proposed meeting or function to allow persons desiring to reply to such speeches sufficient opportunity to apply for equal facilities. All such applications shall be available to public inspection. Persons or organizations wishing to present views in opposition to those scheduled for presentation under pending application shall be entitled to preference in applying for permission to use the same facilities immediately following or immediately preceding the meeting or function for which the original application was made.

(c) *Permit may be refused if there is a prior application.* The Superintendent may refuse to grant a permit for the

above-named places only if a prior application for use of the same place at the same time has been made and such prior application has been or will be granted. In applying for such permit the applicant shall comply with the provisions of paragraph (b) of this section and shall specify the time and place desired.

§ 3.21 *Public meetings may be held subject to permit in any park area; exceptions.* Public meetings and assemblies may be held and speeches and the expressions of views publicly may be made in any park area other than the areas described in §§ 3.19, 3.20 and 3.22 subject to the condition that an official permit therefor be first obtained. The Superintendent shall forthwith issue a permit for such a place unless a prior application for the same time and place has been made which has been or will be granted, or unless, in his judgment, the permit should be refused because of traffic conditions, or because the particular use to which the area is primarily devoted makes its use for public gatherings contrary to the comfort, convenience and interest of the general public. In applying for such permit, the applicant shall comply with the provisions of § 3.20 (b) and shall specify the time and place desired.

§ 3.22 *Areas in which parades and public gatherings are prohibited.* Parades, public gatherings of any kind, and the making of speeches are prohibited in the following places because of traffic conditions, or because the particular purpose to which the area is primarily devoted makes its use for public gatherings contrary to the comfort, convenience and interest of the general public:

(a) Lafayette Park.

(b) Sherman Square.

(c) United States Reservation 617, Fifteenth Street and Pennsylvania Avenue NW.

(d) Farragut Park.

(e) Rawlings Park.

(f) Mount Vernon Park.

(g) Stanton Park.

(h) The paved area in the Mall near Second Street.

(i) State Place.

(j) West and South Executive Avenues.

(k) Franklin Park.

§ 3.22a *Policy governing the issuance of permits for public meetings.* (a) In passing upon requests for permits to speak or meet in such park areas, it is expected that the superintendent will adhere to established departmental policy to exclude absolutely from his consideration any agreement or disagreement with the political or economic views of the proposed speaker. Permits should not be granted, however, in the case of any assemblage which will bring clear and present danger of strife, riot or disorder or which will violate the criminal laws relating to sedition, lewdness or other matters prohibited by law.

(b) For political meetings, the National Capital Parks will furnish no services or facilities beyond those existing on the site, except that the sponsors

of the meeting may provide additional services and facilities at their own expense, subject to approval by the superintendent. The same policy will apply with respect to entertainment programs and to patriotic and civic meetings for which an admission fee is charged or at which funds will be solicited or collected.

(c) In the case of civic and patriotic assemblages, and athletic and entertainment programs which are presented as a public service, where no admission is charged and no funds will be solicited or collected, the National Capital Parks office may, within the limits of appropriations, furnish necessary platforms, chairs, music stands, lighting and other equipment as are available and the services of operational employees. At such ceremonial gatherings or events of community interest as the annual Independence Day Celebration at the Monument Grounds, the President's Cup Regatta, and the Cherry Blossom Festival, the National Capital Parks may, despite the fact that charges are made by participating organizations for seats or admission, furnish services and such available equipment as will not in turn be rented to those who attend the affair.

§ 3.23 *Soliciting, advertising, sales—(a) Soliciting.* (1) Soliciting of alms and contributions for private gain and of patronage by guides or other persons in park areas is prohibited.

(2) Commercial soliciting of any kind in park areas without an official permit is prohibited.

(b) *Advertising and taking of photographs.* (1) The display or distribution of any form of commercial advertising is prohibited in park areas, except when authorized by official permit in connection with park activities.

(2) No photograph which may include a public monument or memorial shall be taken of any commercial vehicle or bus in a park area without an official permit.

(3) The photographing in park areas of models demonstrating wearing apparel or other commercial articles, for reproduction in commercial advertising, without an official permit, is prohibited.

(4) No photographs shall be taken within any military reservation except by holders of official permits and those persons having special permission of the officer in charge.

(c) *Sales.* No sales shall be made nor admission fee charged, and no article shall be exposed for sale in a park area without an official permit.

§ 3.24 *Nuisances; disorderly conduct.* Committing a nuisance of any kind or engaging in disorderly conduct within an area covered by this part is prohibited. The following shall include, but shall not be construed to limit acts committed in areas covered by this part which constitute disorderly and unlawful conduct:

(a) *Wrestling.* Scuffling and wrestling in the vicinity of other persons.

(b) *Throwing of breakable articles.* Intentional throwing, dropping or causing to be thrown or dropped, any breakable article such as glass, pottery, or any sharp article which may cause injury to the person or property of others, upon

any road, path, walk, parking lot or lawn area in any area covered by this part.

(c) *Throwing of stones.* Throwing stones or other missiles.

(d) *Throwing or dropping objects from Washington Monument.* Throwing or dropping any object from the windows at the top of the Washington Monument, or from the staircase or landings of the Monument, unless authorized by the Superintendent.

(e) *Rubbish.* Throwing or leaving paper, fruit skins or other rubbish anywhere in areas covered by this part except in receptacles officially provided for the purpose, or placing refuse therein brought from private property in the vicinity.

(f) *Spitting.* Spitting upon walks or paths.

(g) *Fireworks.* Discharging or setting off fireworks, firearms or other explosives in areas covered by this part: *Provided,* That upon holidays or on special occasions the Superintendent may permit at his discretion, use of such grounds in park areas as he may deem best suited for the purpose of fireworks display and the firing of salutes.

(h) *Unauthorized bathing.* Bathing, swimming or wading in any fountain or pool except where officially authorized. Bathing, swimming, or wading in the Tidal Basin, the Chesapeake and Ohio Canal, or Rock Creek, or entering from areas covered by this part the Potomac River, Anacostia River, Washington Channel or Georgetown Channel, except for the purpose of saving a drowning person.

(i) *Dangerous weapons.* Carrying or possessing, while in any area covered by this part, a gun, air-gun, sling, dart, projectile thrower, knife with blade exceeding three inches in length, or other dangerous instrument or weapon: *Provided,* That nothing in this paragraph shall be construed as to prevent the drill or activities of any organized military or semi-military body under an official permit.

§ 3.25 *Indecency, immorality, profanity—(a) Indecent exposure.* Obscene or indecent exposure by any male or female of his or her person or their persons, in a street, road, park, or other space or enclosure, or automobile, dwelling or other building within any area covered by this part wherefrom the same may be seen in any street, avenue, alley, road, or highway, open space, public square, or private building or enclosure is prohibited.

(b) *Urinating or defecating.* Urinating or defecating in any area covered by this part other than the places officially provided therefor is prohibited.

(c) *Adultery and fornication.* Adultery and sexual intercourse with or between unmarried persons in any area covered by this part is prohibited.

(d) *Nuisances; soliciting for immoral purposes.* Addressing, soliciting or attempting to make the acquaintance of another person for immoral or indecent purposes is prohibited in any area covered by this part.

(e) *Profanity.* The use of profane and indecent language within hearing of

another person or persons in any area covered by this part is prohibited.

(f) *Other obscene and indecent acts.* The committing of any other obscene or indecent act in any area covered by this part is prohibited.

§ 3.26 *Loitering, camping, vagrancy—(a) Park benches.* Lying on park benches is prohibited.

(b) *Loitering with intent to remain more than four hours.* Sleeping, loitering or camping, with intent to remain for a period of more than four hours in any park area, is prohibited, except upon proper authorization of the Superintendent.

(c) *Vagrancy.* Habitually using any park area as a place of abode, sleeping therein, loafing therein by day and night by persons having no lawful employment and no lawful means of support realized from a lawful occupation or source and unable to establish the fact of residence elsewhere, is prohibited.

§ 3.27 *Use of liquors; intoxication—*

(a) *Drinking in areas covered by this part.* The drinking of beer, wine, or spirituous liquors within areas covered by this part in the District of Columbia, Maryland, and Virginia is prohibited, except with the written permission of the Superintendent.

(b) *Intoxication.* Entering or remaining in an area covered by this part in a visibly intoxicated condition is prohibited.

(c) *Driving motor vehicle while intoxicated.* No person who is under the influence of intoxicating liquor or narcotic drugs shall operate or drive a motor vehicle of any kind in any area covered by this part.

§ 3.28 *Laws and regulations applicable to traffic control; enforcement—*

(a) *District of Columbia, Maryland and Virginia laws and regulations.* The laws and regulations relating to traffic control promulgated for the District of Columbia and the laws of Maryland and Virginia, respectively, as adopted by the act of June 25, 1948 (62 Stat. 686; Title 18 U. S. C. Supp. II, sec. 13), shall constitute the traffic and motor vehicle regulations enforceable under the act of March 17, 1948 (62 Stat. 81), in all areas covered by this part within their respective geographical limits unless otherwise provided for by act of Congress or the regulations contained in this part: *Provided,* That the traffic regulations adopted by the local governing bodies pursuant to the provisions of the laws of Maryland and Virginia delegating authority to the local governing bodies to adopt such traffic regulations shall not apply; *And, provided, further,* That the head of the agency having jurisdiction over the area may fix the speed limits which shall be indicated by signs, markers, and other devices to be erected and maintained by said agency, and may fix the weight limits and control the parking of vehicles in such area.

(b) *Enforcement of traffic regulations.* All traffic regulations applicable in areas covered by this part shall be observed by the operators of vehicles, equestrians, and by pedestrians, who shall also comply with official traffic signs and signals,

and traffic direction by voice, hand or whistle, from any member of the United States Park Police, Metropolitan Police or special policemen, properly equipped with police badge on duty in an area covered by this part. These directions may include signals for slowing down, stopping, backing, approaching or departing from any place, the manner of taking up or setting down passengers, and the loading and unloading of any material.

(c) *Special regulations governing parades and other ceremonies in park areas.* On the days of parades, ceremonies, celebrations and entertainments in park areas, special regulations as to parking vehicles and the positions and movements of spectators shall be promulgated by the Superintendent. All persons within the area of such special regulations shall obey or comply with the lawful orders of the park police or other authorized persons engaged in maintaining order.

§ 3.29 *Obstructing entrances, exits, sidewalks.* (a) Assembling, loitering and congregating singly or in groups, in or about the entrances and exits to the various areas covered by this part, or within areas covered by this part, in such a way as to hinder or obstruct the sidewalks, roads, bridges, or bridlepaths, is prohibited.

(b) Congregating or loitering in or about any comfort station or other public structure in any area covered by this part in such a manner as to obstruct the proper use thereof, or to the annoyance of the people using or visiting such structures, is prohibited.

(c) Occupying, parking, stopping or leaving a bicycle, coaster wagon, perambulator, or other similar vehicle in any area covered by this part, on any sidewalk, bridge, road, footpath, or bridle path, in such position as to hinder or obstruct the proper use of the same is prohibited.

(d) *Speed restrictions—(a) District of Columbia.* No specific speed limits shall apply to the highways in park areas in the District of Columbia, unless a speed limit is prescribed for a particular road, or section of roadway, by the posting of official signs.

(b) *Maryland and Virginia.* The speed limits prescribed by the States of Maryland and Virginia shall constitute the speed restrictions on highways in areas covered by this part within their respective geographical limits, unless a lesser speed limit is prescribed for a particular road, or section of road, by the posting of official signs.

§ 3.31 *Reckless driving; prohibited operations.* Persons operating motor vehicles within areas covered by this part shall drive in a safe manner. The following are prohibited:

(a) Driving carelessly and heedlessly in willful or wanton disregard of the rights or safety of others, or without due caution and circumspection and at a speed or in a manner so as to endanger or be likely to endanger any person or property.

(b) Failing to keep any vehicle under proper control.

(c) Operating any vehicle in such a manner as to cause same to collide with another vehicle, person, fixed or moving object.

(d) Driving on wrong side of street or road.

(e) Following another vehicle too closely to permit clear vision of road ahead or sufficient distance in which to stop within the assured clear distance ahead.

(f) Operating a motor vehicle in grossly unsafe mechanical condition.

(g) Operating a closed passenger-carrying vehicle with side shades or curtains drawn more than half way, except when going to or returning from a funeral or when necessary as protection from the elements.

(h) Operating a motor vehicle when the rear windows are cracked, scarred, clouded or otherwise obscured or defective so as substantially to obstruct vision.

(i) Operating a motor vehicle when either or both identification tags thereon are obscured by snow, mud or other matter.

(j) Changing from one lane of traffic to another without proper and timely signal and due regard to the traffic on the roadway. Every person operating a motor vehicle shall stay within one lane of traffic as much as possible, that lane to be the one nearest the right edge of the road; and he shall determine in advance, before changing from the lane in which he is driving, that the condition of traffic is such as to make it safe to change. He shall furthermore have the duty of giving a timely signal before changing from one lane to the other.

(k) Making or executing a left turn with any motor vehicle from any one-way road in an area covered by this part from any lane other than that nearest the left curb or edge of the roadway.

(l) Operating or driving or stopping a motor vehicle on any footpath, bridle-path, towpath, walk, sidewalk, foot-bridge, horsebridge, or lawn area within an area covered by this part.

CROSS REFERENCE: For driving vehicle while intoxicated, see § 3.27 (c).

§ 3.32 *Parking restrictions; impounding of vehicles*—(a) *General provisions*—(1) *Undesignated spaces*. Driving over or parking on an area covered by this part other than a road, street or a designated parking space, whether such is grassed or not, is prohibited.

(2) *Official signs*. Stopping, standing or parking in any area covered by this part contrary to the direction of official signs, is prohibited.

(3) *Night parking*. Parking of vehicles between dark and daylight in an area covered by this part where no lighting equipment is installed, is prohibited.

(4) *Screened windows*. Stopping or parking motor vehicles upon any road in any area covered by this part, by day or by night, with windows screened or curtains drawn so as to obscure or conceal the interior of the vehicle, is prohibited.

(5) *Constitution Avenue and Nineteenth Street*. Between the hours of 4 p. m. and 6 p. m. on any day, except Sundays and legal holidays, no driver of a vehicle shall stop, stand, or park to

take on or discharge a passenger or passengers, on the south side of Constitution Avenue Northwest, between the east curb line of Nineteenth Street and a point 100 feet in an easterly direction.

(6) *Parades*. Parking on roads in a park area through which a parade will pass two hours prior to the moving of such parade is prohibited. The placing of an official sign by the park police on a park road or in a parking zone by 7 a. m. on the day a parade is to take place, informing the public of the time to vacate the park road or parking zone shall be sufficient notice; and if the owner or person in charge of any vehicle shall fail and neglect to remove such vehicle before or by the time specified on the sign, he shall be subject to prosecution.

(7) *Gutters*. Driving or parking in gutters in areas covered by this part where no curb exists, is prohibited.

(8) *Trees and shrubs*. Parking in any area covered by this part which involves contact with any tree, shrub or plant, or with its exposed roots, is prohibited.

(b) *Parking on public ground within District of Columbia; penalty*. No vehicle of any kind shall be parked, stored, or left, whether attended or not, on any park area in the District of Columbia, other than public highways and designated public parking spaces, except when authorized by official permit. Any person violating the provisions of this paragraph, shall, upon conviction thereof, be punished by a fine of not more than \$25.

(c) *Impounding of illegally parked vehicles*. Any unattended vehicle parked in any area covered by this part in violation of any traffic law or regulation, except overtime parking, may, in the discretion of the park police, be removed and impounded until the owner thereof, or other duly authorized person, shall deposit collateral for his appearance in court.

CROSS REFERENCE: For place of trial, see § 3.6.

§ 3.33 *Traffic signs*. Drivers of all vehicles shall comply with the directions of all official traffic signs posted in areas covered by this part.

§ 3.34 *Washing of cars prohibited*. Washing, cleaning, lubricating, repairing or performing any mechanical work upon vehicles within park areas is prohibited, except in case of emergency.

§ 3.35 *Commercial vehicles and common carriers*—(a) *Operation in park areas prohibited; exceptions*. Commercial vehicles and common carriers, loaded or unloaded, are prohibited on park roads and bridges except on roads designated by order of the Superintendent, or when authorized by official permit in an emergency, or when operated in compliance with paragraphs (b), (c) or (d) of this section.

(b) *George Washington Memorial Parkway; passenger-carrying vehicles; permits; fees*. (1) Excepting taxicabs licensed in the District of Columbia, Maryland, or Virginia, all persons operating passenger-carrying vehicles for hire or compensation upon any portion of the George Washington Memorial Parkway between the south end of Key

Bridge and Mount Vernon must procure a permit, issued on an annual basis, effective from April 1 until the following March 31, at the rate of \$3 for each passenger-carrying seat in every vehicle so operated.

(2) A quarterly permit may be procured for a fee of 75 cents for each passenger-carrying seat in such vehicle. A quarterly permit may be effective for quarterly increments.

(3) Permits for operation of any such vehicle on the parkway for a single day may be procured at the rate of \$1 per vehicle per day.

(c) *Commercial trucks*. The use of any park road by commercial trucks when such trucking is in no way connected with the operation of the park system is prohibited, except that in special cases trucking permits may be issued at the discretion of the Superintendent for which a special fee of from \$1 to \$10 based on the size of the truck and the distance traveled on park roads, will be charged.

(d) *Taxicabs*—(1) *Operations around memorials*. Parking, except in officially designated taxicab stands, or cruising on the access roads to the Washington Monument, the Lincoln Memorial, the Jefferson Memorial, and the circular roads around the same, of any taxicab or hack without passengers is prohibited. However, this section shall not be construed to prohibit the operation of empty cabs responding to definite calls for hack service by passengers waiting at such Memorials, or of empty cabs which have just discharged passengers at the entrances of the Memorials, when such operation is incidental to the empty cabs leaving the area by the shortest route.

(2) *Stands*. Taxicab stands to serve the public convenience may be established by order of the Superintendent in suitable and convenient places.

(e) The provisions of this section prohibiting commercial trucks shall not apply within "other Federal reservations", in the environs of the District of Columbia, as defined in § 3.4 (b).

§ 3.36 *Vehicles; weight and tread restrictions*—(a) *Maximum weight*. No vehicle, the weight of which including load, exceeds the officially posted weight limit appearing at or on the bridge, shall cross any bridge in any area covered by this part unless authorized by an official permit.

(b) *Permissible solid tires*. (1) No vehicle equipped with solid rubber tires shall be driven or moved over any road in any area covered by this part unless the entire traction surface of the tire is at least 1 inch thick above the edge of the flange for the entire periphery of the tire.

(2) No vehicle equipped with steel tires, loaded or unloaded, shall be driven or moved over any road in any area covered by this part if the total gross weight is in excess of 6,000 pounds.

(c) *Prohibited treads*. There shall not be operated or moved upon any road in any area covered by this part, except by hauling on an approved type of conveyance, any vehicle of any kind the face of the wheels, or tracks of which are fitted with flanges, ribs, clamps, cleats,

lugs, spikes or any device which may tend to injure the roadway. This prohibition applies to all rings or flanges upon guiding or steering wheels on any such vehicle but it shall not be construed as preventing the use of ordinary detached tire or skid chains.

§ 3.37 *Tampering with vehicles prohibited.* Tampering with or attempting to enter or start any motor vehicle parked in any area covered by this part, without authority from the owner of such vehicle, is prohibited.

§ 3.38 *Prevention of smoke.* The engine and power mechanism of every motor vehicle shall be so equipped and adjusted as to prevent the escape of excessive fumes or smoke.

§ 3.39 *Bicycling, roller skating and coasting restrictions—*(a) *Bicycling.* Bicycle riding, except upon the roads or other areas designated by order of the Superintendent to be used for that purpose, is prohibited. Walking, driving, or riding bicycles or motorcycles on bridle-paths, is prohibited.

(b) *Roller skating.* Roller skating, except upon areas designated by order of the Superintendent to be used for that purpose, is prohibited.

(c) *Coasting.* The operation of sleds, sleighs, scooters, coaster wagons, or similar vehicles by children or adults on any road, walk, bridle path, bridge, or lawn area, other than those places designated by order of the Superintendent to be used for such purposes, is prohibited.

(d) The provisions of this section shall not apply within "other Federal reservations", as defined in § 3.4 (b).

CROSS REFERENCE: For regulations with respect to parking, stopping, or leaving of any vehicle, such as a bicycle or coaster wagon, on any sidewalk or other public thoroughfare, see § 3.29 (c).

§ 3.40 *Boating.* No privately owned boat, canoe, raft, or other floating craft shall be placed or operated upon the waters of any area covered by this part without an official permit. Such permit will be revoked upon the failure of the permittee to comply with the terms and conditions of the permit and the permittee will be required to immediately remove his craft from the area. The provisions of this section shall not apply to the operation of canoes and other hand-propelled boats in the waters of the Chesapeake and Ohio Canal.

§ 3.41 *Collection of scientific specimens.* Collection of natural objects for scientific or educational purposes shall be permitted only in accordance with an official permit. No permits will be issued to individuals or associations to collect specimens for personal use, but only to persons officially representing reputable scientific or educational institutions in procuring specimens for research, group study, or museum display. Permits will be issued only on condition that the specimens taken will become part of a permanent public museum or herbarium collection, or will in some suitable way be made permanently available to the public. No permits may be granted for the collection of specimens the removal

of which would disturb the remaining natural features or mar their appearance. Permits to secure rare natural objects will be granted by the Director only upon proof of special need for scientific use and of the fact that such objects cannot be secured elsewhere: *Provided, however,* That the provisions of this section shall not apply within "other Federal reservations", as defined in § 3.4 (b).

§ 3.42 *Lost and found articles.* Lost articles which are found in areas covered by this part shall be returned immediately to the official in charge of the area where the article is discovered. Proper records shall be kept at Park Police Headquarters of the receipt and disposition of articles turned over to the official in charge of other than park areas as well as the disposition of articles found on park areas. If the article or money found on park areas and turned in to Park Police Headquarters is not claimed by the owner within a period of 90 days, it shall be returned to the finder and appropriate receipt obtained.

§ 3.43 *Photographing; restrictions—*(a) *Frivolous and undignified posing.* Photographing of persons posing in a frivolous or undignified manner within, upon, or by, any National Memorial, is prohibited.

(b) *Use of tripod or other devices.* The use of a tripod or other device for the support of the camera or other instrument on the floors or steps of any memorial, or other park structure, is prohibited, unless the tripod or device is equipped in such a manner as will prevent scratching or other damage.

(c) *Motion or sound pictures.* Before any motion or sound pictures may be filmed in any park area except by amateurs and bona fide newsreel photographers, authority must first be obtained in writing from the Superintendent, which authority will be granted in the discretion of the Superintendent in accordance with the provisions of 43 CFR, Part 5.

CROSS REFERENCE: For use of pictures taken in park areas for commercial advertising, see § 3.23 (b) (2) and (3).

§ 3.44 *Fees; admission, service—*(a) *Admission fees.* An admission fee shall be charged each person entering the following places, except children 12 years of age or under, or groups of school children 18 years of age or under, when accompanied by adults assuming responsibility for their safety and orderly conduct:

Lee Mansion in Arlington National Cemetery.....	\$0.08
Lincoln Museum.....	.08
House Where Lincoln Died.....	.08

(b) *Elevator service fees.* A fee of ten cents shall be charged each person using the elevator in the Washington Monument, except children 12 years of age or under, or groups of school children 18 years of age or under, when accompanied by adults assuming responsibility for their safety and orderly conduct.

§ 3.45 *Discrimination in furnishing public accommodations and in using park areas.* The operator of any public

facility or accommodation in a park area and its employees, including the District of Columbia Recreation Board and its personnel, while using park areas are prohibited from (a) publicizing the facilities, accommodations or any activity conducted therein in any manner that would directly or inferentially reflect upon or question the acceptability of any person or persons because of race, creed, color, or national origin; and (b) discriminating by segregation or otherwise against any person or persons because of race, creed, color, or national origin by refusing to furnish such person or persons any accommodation, facility, service, or privilege offered to or enjoyed by the general public.

§ 3.46 *Installation permits—*(a) *Permit required.* No facility, utility, works, building, or other installation may be installed or maintained in a park area without an official permit designated as an "installation permit".

(b) *Application and permit.* (1) Application for "installation permit" shall be made in the form prescribed by the Superintendent of National Capital Parks.

(2) "Installation permits" may be issued by the Superintendent of National Capital Parks and shall be subject to the payment of such fees and such conditions of location, relocation, removal, maintenance, restoration, design, materials, method of construction, time, expiration, termination, and other requirements as may be prescribed in the permit or by regulations of the Secretary of the Interior and instructions issued thereunder. The Superintendent may require a cash or surety bond acceptable to him in such amount as he deems adequate to insure full compliance with the conditions of the installation permit.

(3) All permittees must comply with all Federal and applicable local laws and all regulations of the Secretary of the Interior relating to park areas.

(4) An "installation permit" may be revoked and the removal of the installation required by the Superintendent of National Capital Parks, with the approval of the Director of the National Park Service or the Secretary of the Interior, by mailing to the permittee written notice to that effect at least 30 days prior to the effective date of the revocation of the permit.

(c) *Appeals from administrative action.* Appeals from action relating to "installation permits" issued pursuant to § 3.46 (b) may be taken from any administrative action by filing with the Superintendent a written request for reconsideration thereof or notice of appeal. Administrative action of the Superintendent shall be final unless an appeal is taken therefrom within 30 days by filing with the Superintendent a written notice of appeal and a statement setting forth in detail the reasons why the administrative action taken by the Superintendent is contrary to or in conflict with the facts, the law, or the regulations of the Secretary. Upon receipt of such a statement the Superintendent shall submit a statement reviewing the

case and presenting the facts and considerations upon which his action is based. The two statements together with all papers comprising the record in the case shall then be transmitted to the Director who shall review the case and will thereupon refer the case with his recommendations to the Secretary for a final decision. The Secretary will thereupon consider the case and recommendations from the Director and advise both the appellant and the Superintendent of his decision.

§ 3.101 *Schedule of minimum collateral (General Order No. 63).* (a) Hereafter persons arrested and taken to the Metropolitan Police Precincts for violation of certain regulations promulgated for the protection of the Park System of the District of Columbia, as set forth on the Schedule of Minimum Collateral attached hereto, will be handled as follows:

(1) The determination of whether the individual arrested should be permitted to deposit collateral or whether the collateral to be deposited should be required in an amount greater than the minimum provided in the Schedule of Minimum Collateral, will rest with the determination of the arresting officer. In no event may the arresting officer recommend a lesser amount of collateral than the minimum as set forth on the attached schedule.

(2) Experience since 1938 has clearly demonstrated that permitting the forfeiture of collateral for minor offenses has eliminated the necessity for the police force to appear in court, if the person arrested elects to forfeit. As in the past, forfeiture of collateral for violation of National Capital Parks Regulations will be handled in a manner similar to forfeiture of collateral for violation of certain Metropolitan Police regulations.

(3) Whenever a U. S. Park Policeman makes an arrest for an offense covered by the attached schedule, he will follow up the case and notify this office of the disposition of the case as promptly as possible.

(b) An order has been issued by the Honorable George P. Barse, Chief Judge of the Municipal Court for the District of Columbia, as of December 6, 1947, adopting the schedule of minimum collaterals attached to this section as the official collateral list until further order of the Court.

(c) General Order No. 24, dated April 28, 1938, is hereby revoked as of the effective date of this section.

(d) This section shall become effective as of May 1, 1950, and shall, together with the attached Schedule of Minimum Collateral, be published in the *FEDERAL REGISTER* (30 Stat. 570, as amended; 40 U. S. C. 79).

Schedule of Minimum Collateral

The following is a schedule of minimum collateral to be accepted for violations of certain regulations promulgated for the protection of the park system of the District of Columbia, in accordance with the provisions of the act of Congress, approved July 1, 1898 (30 Stat. 570), as amended:

Violations	N. C. P. regulations	Collateral
Animals, domestic or wild:		
Unleashed or unattended dogs	3.11 (a)	\$5.00
Unleashed dogs or cats	3.11 (b)	2.00
Permitting dogs or cats to commit a nuisance on playgrounds, trees, shrubs, plants, lawns, sidewalks, footpaths, or in flower beds, buildings, or in any other park area, except in park roadways	3.11 (c)	2.00
Horses: Leaving unbridled and unattended	3.12 (a)	2.00
Horses: Riding, driving, or leading without reins in hand	3.12 (b)	2.00
Horses: Riding of more than two abreast	3.12 (c)	2.00
Horses: Allowing to move over lawn areas	3.12 (d)	2.00
Horses: Fast or reckless riding or driving and failure to bring to a walk or slow trot before passing pedestrians	3.12 (e)	2.00
Hitch, tie, or fasten any horse or animal to any public lamp post or appurtenance thereof	3.8 (a)	2.00
Hitch, tie, or fasten any horse or animal to, or within reach of, any tree, shrub, plant, tree-box or tree guard	3.10 (b)	2.00
Grazing or permitting the running loose of animals except with official permission	3.13	5.00
Hunting, trapping, catching, killing, pursuing, or needlessly disturbing any birds, waterfowl or wild animal except upon proper authorization	3.88 (a)	5.00
Athletics:		
Playing of baseball, football, tennis, golf, or other set games, except upon grounds provided under official permit	3.15 (a)	2.00
Playing on grounds wet or otherwise unsuitable for play without damage to turf	3.15 (b)	2.00
Unauthorized use of golf or tennis facilities where fee has been prescribed	3.15 (c)	2.00
Archery: Use of bows and arrows except in park areas designated by order of the Superintendent	3.15 (d)	2.00
Ice Skating: Fast and reckless skating, failing to abide by directions of the Park Police	3.15 (e)	2.00
Bicycles: Riding except upon the roads or designated areas	3.20 (a)	2.00
Boating: Permitting privately owned boat, canoe, raft, or floating craft to be operated upon waters in park area without official permission	3.40	2.00
Camping: Camping, loitering, or sleeping with intent to remain more than 4 hours except upon proper authorization of the Superintendent	3.26 (b)	5.00
Lying upon park benches	3.26 (a)	2.00
Comfort stations (revised Aug. 19, 1946):		
Loiter in	3.9 (a)	5.00
Improper use of	3.9 (b)	5.00
Interfere with attendant	3.9 (c)	5.00
Destruction of property therein	3.9 (d)	10.00
Commercial activities:		
Soliciting of alms and contributions for private gain	3.23 (a)	5.00
Soliciting of patronage by guides or other persons	3.23 (a)	5.00
Display or distribution of any form of commercial advertising without permission	3.23 (b-1)	2.00
Photographing a public monument or memorial that includes any commercial vehicle or bus, without permission	3.23 (b-2)	2.00
Photographing models demonstrating wearing apparel or other commercial articles, without permission	3.23 (b-3)	2.00
Selling, exposing article for sale, or charging admission fee, without permission	3.23 (b-3)	2.00
Fishing:		
Fishing in fountain basins and ornamental pools	3.18 (b)	2.00
Fishing from the banks of the Potomac River, Anacostia River, Rock Creek, Washington Channel, Chesapeake and Ohio Canal or other waters within park areas where such banks have been posted with official signs prohibiting fishing	3.18 (c)	2.00
Unlicensed fishing where license is required by State laws	3.18 (c)	2.00
Fishing in the Tidal Basin between Mar. 31 and May 30	3.18 (d)	2.00
Gambling: Participating in games for money or property, or the operating of gambling devices for merchandise or otherwise	3.17	5.00
Indecency, immorality, profanity:		
Committing obscene or indecent acts	3.25 (a and f)	*25.00
Urinating or defecating in any place other than the places officially provided therefor	3.25 (b)	5.00
Committing adultery or fornication in park areas	3.25 (c)	25.00
Addressing, soliciting or attempting to make the acquaintance of another person for immoral or indecent purposes	3.25 (d)	*25.00
Using profane or indecent language	3.25 (e)	5.00
Lamps and lampposts:		
Breaking any lantern, glass, frame, street designation or fixture on public land	3.8 (a)	5.00
Remove, extinguish or obstruct the light in any public lamp	3.8 (b)	5.00
Climbing upon, damaging, attaching guy line or sign, defacing or piling material against a public lamp post	3.8 (c)	5.00
Liquors, use of: Drinking beer, wine or spirituous liquors except at places licensed for the sale thereof	3.27 (a)	5.00
Meetings and demonstrations:		
Holding of parades or public gatherings without permission except in designated park areas	3.19 (a)	10.00
Holding public meetings and assemblies in available park areas, without permission	3.20 (a)	10.00
Holding parades, public gatherings of any kind and the making of speeches in restricted park areas	3.22	15.00
Nuisances:		
Committing a nuisance of any kind or engaging in disorderly conduct in park areas prohibited	3.24	5.00
Scuffling and wrestling in the vicinity of other persons	3.24 (a)	5.00
Intentional throwing or dropping of breakable articles	3.24 (b)	5.00
Throwing stones or other missiles	3.24 (c)	5.00
Throwing or dropping any object from windows at the top of Washington Monument or from staircase landings	3.24 (d)	5.00
Throwing or leaving paper, fruit skins, or other rubbish except in receptacles officially provided for same	3.24 (e)	2.00
Placing refuse from private property in officially provided receptacles for park refuse	3.24 (e)	5.00
Spitting upon sidewalks or paths	3.24 (f)	2.00
Discharging fireworks, firearms or other explosives without official permission	3.24 (g)	5.00
Bathing, swimming or wading in any fountain or pool except where officially authorized	3.24 (h)	2.00
Carrying or possessing, while in any park area, a gun, air gun, sling, dart, projectile thrower, knife with blade exceeding 3 inches, or other dangerous weapon	3.24 (i)	5.00
Obstructing entrances, exits, sidewalks: Occupying roads, highways, bridges, walks, footpaths, or bridge paths in such a manner as to hinder or obstruct their proper use	3.29 (a-c)	5.00
Photographing other than commercial: restrictions:		
Photographing of persons posing in a frivolous or undignified manner within, upon, or by, any National Memorial	3.43 (a)	5.00
Using tripod or other device for the support of camera or other instrument on the floors or steps of any memorial unless equipped to prevent scratching or other damage	3.43 (b)	5.00
Making motion or sound pictures without permission, excepting amateurs and bona fide newsreel photographers	3.43 (c)	5.00
Picnics:		
Preventing holders of official permits from occupying groves on dates and between hours specified	3.14 (a)	2.00
Building fires in areas other than established fireplaces, without permission	3.14 (b)	2.00
Leaving garbage and refuse in park areas other than receptacles provided for same	3.14 (c)	2.00

Violations	N. C. P. regulations	Collateral
Public property:		
Climbing upon or injuring any monument or structure.....	3.7 (a)	*\$5.00
Interfering with water system.....	3.7 (b)	*5.00
Removing of lifebuoys except for the purpose of aiding persons in the water.....	3.7 (c)	*2.00
Injury to lawns, short cuts.....	3.7 (d-e)	2.00
Removing, tampering with or damaging any official or public sign.....	3.7 (f)	*2.00
Dumping without authority.....	3.7 (g)	5.00
Storing material without authority.....	3.7 (h)	10.00
Enclose any park area or erect any fence, wall, or build any road, trail, bridge or other structure, without authority.....	3.7 (i)	10.00
Pour or cause to spill on park area, any gas, salt, acid or other deleterious substance, without authority.....	3.7 (j)	*10.00
Remove or damage Government property.....	3.7 (k)	*5.00
Roller skating and coasting:		
Roller skating except in designated areas.....	3.39 (b)	2.00
Operating sleds, sleighs, scooters, coaster wagons or similar vehicles except in designated areas.....	3.39 (c)	2.00
Scientific specimens, collection of: Collecting of natural objects without permission.....	3.41	5.00
Traffic and motor vehicles:		
Cleaning or repairing except in cases of emergency.....	3.34	2.00
Driving or parking in gutters where no curb exists.....	3.32 (a-7)	2.00
Driving or parking on any footpath, bridlepath, towpath, walk, sidewalk, footbridge, horsebridge or lawn area.....	3.31 (l)	2.00
Driving over or parking on park area other than road, street, or designated parking space, whether such is grassed or not.....	3.32 (a-1)	2.00
Left turn from one-way road, from any lane other than lane nearest left curb or edge of roadway.....	3.31 (k)	5.00
Operation of passenger-carrying vehicles with curtains drawn more than halfway down, except for funerals or protection from the elements.....	3.30 (g)	2.00
Operating a motor vehicle when either or both identification tags thereon are obscured by snow, mud or other matter.....	3.31 (i)	5.00
Operating commercial vehicles in park area without official permit.....	3.35 (a-c)	5.00
Operating vehicle without adjustment to prevent excessive fumes or smoke.....	3.38	5.00
Cruising taxicabs in restricted areas.....	3.35 (d)	5.00
Parking at night in unlighted park areas.....	3.32 (a-3)	2.00
Parking with windows screened or curtains drawn, in park areas.....	3.32 (a-4)	2.00
Parking which involves contact with any tree, shrub, plant, or with its exposed roots.....	3.32 (a-8)	2.00
Unauthorized parking in park area.....	3.32 (b)	2.00
Tampering with or attempting to enter or start any motor vehicle without authority from the owner.....	3.37	*25.00
Operating vehicles without permission across bridges when the weight, which includes load, is in excess of officially posted weight limit sign.....	3.36 (a)	10.00
Note: Traffic violators charged with violations of the traffic regulations promulgated for the District of Columbia, and applicable to all park areas within the confines of the District of Columbia, will be required to post collateral in accordance with the official list of minimum collateral requirements for such violations.		
Trees, shrubs, plants:		
Removing or injuring trees, shrubs, plants, grass and other vegetation.....	3.10 (a)	*5.00
Hitch, tie, fasten, nail, anchor, screw, or otherwise attach any wire, cable, chain, rope, cord, sign, poster advertisement, notice, handbill, board or other article to any tree, shrub, or plant, without permission.....	3.10 (c)	2.00
Vagrancy: Sleeping, loafing, in park areas by day and night by persons having no lawful employment and no lawful means of support realized from a lawful occupation and unable to establish residence.....	3.26 (c)	10.00

NOTE 1: Where the specified cash collateral is \$25 or more, the amount of bond in lieu of said cash collateral shall be \$100.

NOTE 2: Attention is directed to the fact that the foregoing amounts represent only "minimum" collateral. This amount may be increased depending on the seriousness of the violation, this is particularly true in cases of violations preceded by the (*) asterisk.

The foregoing regulations shall become effective as of the date of their publication in the FEDERAL REGISTER.

Issued this 14th day of April 1950.

[SEAL] OSCAR L. CHAPMAN,
Secretary of the Interior.

[F. R. Doc. 50-4825; Filed, June 6, 1950;
8:46 a. m.]

conventions and agreements entered into pursuant to R. S. 398, 48 Stat. 943; 5 U. S. C. 372)

[SEAL] J. M. DONALDSON,
Postmaster General.

[F. R. Doc. 50-4828; Filed, June 6, 1950;
8:47 a. m.]

TITLE 39—POSTAL SERVICE

Chapter I—Post Office Department

PART 127—INTERNATIONAL POSTAL SERVICE: POSTAGE RATES, SERVICE AVAILABLE, AND INSTRUCTIONS FOR MAILING

HONDURAS (REPUBLIC OF)

a. In § 127.19 *Special delivery (Express) service* (39 CFR 127.19; 14 F. R. 339, 1892, 6792; 15 F. R. 324, 1104, 2337) amend paragraph (a) by inserting "Honduras (Republic of)" between "Guatemala" and "Hungary".

b. In § 127.274 *Honduras (Republic of)* (39 CFR 127.274) amend paragraph (a) (4) to read as follows:

(4) *Special delivery.* Fee, 20 cents. (See § 127.19.)

(R. S. 161, 396, secs. 304, 309, 42 Stat. 24, 25; 5 U. S. C. 22, 369; and the terms of postal

TITLE 45—PUBLIC WELFARE

Chapter III—Bureau of Federal Credit Unions, Social Security Administration, Federal Security Agency

PART 301—ORGANIZATION AND OPERATION OF FEDERAL CREDIT UNIONS

FEES FOR EXAMINATION AND FINAL EXAMINATION

Notice having been published in the FEDERAL REGISTER on May 9, 1950 (15 F. R. 2760), that the Director of the Bureau of Federal Credit Unions, with the approval of the Commissioner for Social Security and the Federal Security Administrator, proposed to prescribe certain regulations in lieu of the present regulations of the Bureau of Federal Credit Unions (45 CFR, Ch. III) and that prior to the official adoption of the proposed regulations, consideration would be given to any data, views, or arguments pertaining thereto submitted to the Di-

rector of the Bureau of Federal Credit Unions, Federal Security Agency, Washington 25, D. C., within a period of 15 days from the date of publication of the notice in the FEDERAL REGISTER, and the regulations proposed to be adopted having been set forth in the FEDERAL REGISTER on page 2760 (15 F. R. 2760), and the 15-day period having elapsed and no data, views or arguments pertaining to the proposed regulations having been submitted, the proposed regulations as printed in the FEDERAL REGISTER (15 F. R. 2760) are hereby adopted and promulgated effective thirty days after the date of publication of this document in the FEDERAL REGISTER.

Sections 301.7 and 301.8 are hereby amended to read as follows:

§ 301.7 *Fee for examination.* Each Federal credit union shall pay to the Bureau of Federal Credit Unions a fee for each examination. Except as provided in § 301.8 the fee shall be assessed at 50 cents per \$100 of the Federal credit union's assets as of the effective date of the examination or the cost of making the examination, whichever is lower: *Provided, however,* That the minimum fee for each examination shall be \$5.00. During the months of June and December of each year the Bureau of Federal Credit Unions shall compute and fix the cost of making examinations for the ensuing 6-month period beginning July 1 and January 1, respectively, on the basis of the following elements: (a) Average daily cost of salaries, travel and other applicable expenses for credit union examiners; (b) average daily cost of reviewing and typing examination reports as related to an examiner day; and (c) ten percent of paragraphs (a) and (b) of this section to defray the cost of overall planning and direction of the examination program. For the purpose of computing the cost per examiner day, salaries in effect as of December 1 and June 1, respectively, will be used; other items will be based on the experience in the preceding 6-month period ended June 30 and December 31, respectively, except that adjustments will be made promptly to reflect any legislative changes in travel allowances and salary classifications applicable to Federal credit union examiners. The check in payment of such fee shall be made payable to the Treasurer of the United States and the check shall be delivered to the examiner at the completion of the examination.

§ 301.8 *Fee for final examination.* At the completion of voluntary or involuntary liquidation of a Federal credit union, and prior to dissolution, each such Federal credit union shall be examined by the Bureau of Federal Credit Unions. For such final examination the Federal credit union shall pay a fee computed at 50 cents per \$100 of the Federal credit union's assets as of the effective date of the final examination: *Provided, however,* That the minimum fee for each final examination shall be \$5.00.

(Sec. 16, 48 Stat. 1221, as amended; 12 U. S. C. and Sup., 1768 and note)

Dated: May 25, 1950.

[SEAL] C. R. ORCHARD,
Director,
Bureau of Federal Credit Unions.
Approved: May 31, 1950.

A. J. ALTMAYER,
Commissioner for Social Security.
Approved: June 1, 1950.

JOHN L. THURSTON,
Acting Federal Security
Administrator.

[F. R. Doc. 50-4845; Filed, June 6, 1950;
8:49 a. m.]

TITLE 47—TELECOMMUNICATION

Chapter I—Federal Communications Commission

PART 1—PRACTICE AND PROCEDURE

INSTALLATION OF APPARATUS; BROADCAST AND NON-BROADCAST

At a session of the Federal Communications Commission held in its offices in Washington, D. C., on the 31st day of May 1950;

The Commission having under consideration its rules and regulations relating to the filing of applications for construction permits for the installation or removal of apparatus, broadcast and non-broadcast, as set forth in § 1.313 of the rules;

It appearing, that § 1.313 presently requires that applications for construction permit or modification thereof involving removal of existing transmitting apparatus shall be filed at least sixty days prior to the contemplated removal;

It further appearing, that this requirement is no longer necessary and that it should be removed from the Commission's rules and regulations;

It further appearing, that since the proposed amendment involves a relaxation of existing requirements, the notice and procedure provided for in section 4 of the Administrative Procedure Act are unnecessary, and this order may be made effective immediately;

It further appearing, that authority for this amendment is contained in sections 4 (i) and 303 (r) of the Communications Act of 1934, as amended;

It is ordered, That, effective immediately, § 1.313 of the Commission's rules and regulations is amended to read as follows:

§ 1.313 *Installation of apparatus; broadcast and non-broadcast.* Applications for construction permit or modification thereof involving the installation of new transmitting apparatus shall be filed at least sixty days prior to the contemplated installation.

(Sec. 4, 48 Stat. 1066, as amended; 47 U. S. C. 154)

Released: May 31, 1950.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 50-4847; Filed, June 6, 1950;
8:49 a. m.]

PART 1—PRACTICE AND PROCEDURE

PART 8—SHIP SERVICE

PROCEDURE REGARDING EXTENSION OF TERM OF CERTAIN SHIP RADAR STATION LICENSES

In the matter of amendment of Commission's rules and regulations to provide a procedure regarding extension beyond July 1, 1950 of the term of certain ship radar station licenses limited by the provisions of § 8.195 (m) (2) to July 1, 1950.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 31st day of May 1950;

The Commission having under consideration requests for extension of the term of certain ship radar station licenses which authorize, in accordance with the provisions of § 8.195 (m) (2) of rules, the operation of certain ship radar stations utilizing non-type approved ship radar equipment until July 1, 1950; and

It appearing, that it would be in the public interest to provide a procedure for limited extension of the term of such licenses in those cases where the station licensee shows that an additional period beyond July 1, 1950 is reasonably necessary to accomplish replacement or modification of non-type approved radar equipment by or to type approved radar equipment; and

It further appearing, that because the rule amendments herein ordered are partially organizational and procedural in nature, and because the need for a procedure to govern the processing of the above-mentioned requests for extension beyond July 1, 1950 of certain ship radar station licenses is urgent, compliance with the public notice and procedure provided for in section 4 of the Administrative Procedure Act is not required and is impracticable herein; and

It further appearing, that authority for the amendments herein ordered is contained in section 5 (e), sections 303 (c) (f) and (r) and section 307 of the Communications Act of 1934, as amended;

It is ordered, That, effective immediately Parts 1 and 8 of the Commission's rules are amended as set forth below.

Released: May 31, 1950.

FEDERAL COMMUNICATIONS
COMMISSION,
[SEAL] T. J. SLOWIE,
Secretary.

Parts 1 and 8 of the Commission's rules are amended in the following particulars:

1. Part 1 of the Commission's rules is amended by adding a new § 1.333 to read as follows:

§ 1.333 *Applications for waiver of the provisions of § 8.195 (m) (2) of the rules governing the ship service to obtain extension beyond July 1, 1950, of the term of ship radar station licenses otherwise limited by the provisions of § 8.195 (m) (2) to July 1, 1950.* Such applications are not required to be submitted on any numbered or prescribed form. However all such applications must be submitted in writing by the station li-

censee, must be sworn to, and must contain a specific request for waiver which specifies at least the following information:

1. Name of ship and call letters of ship radar station concerned.
2. Period for which waiver requested.
3. Statement that period for which waiver requested is necessary to accomplish either replacement or modification of currently installed radar equipment by or to type approved radar equipment.
4. Statement of facts showing that duration of period for which waiver requested is reasonable in relation to accomplishment of purpose set forth in 3, above.

(Sec. 4, 48 Stat. 1066, as amended; 47 U. S. C. 154)

2. Section 8.195 (m) (2) is amended by adding a footnote at the end of subparagraph (2) to read as follows:

NOTE: Applications for waiver of the provisions of this subparagraph to obtain extension beyond July 1, 1950, of the term of ship radar station licenses limited by this subparagraph will be considered by the Commission solely for the purpose of permitting the station licensee an additional period reasonably necessary to accomplish replacement or modification of existing radar equipment by or to type approved radar equipment. (See § 1.133 for contents of application for waiver.)

(Sec. 4, 48 Stat. 1066, as amended; 47 U. S. C. 154. Interprets or applies sec. 303, 48 Stat. 1082, as amended; 47 U. S. C. 303)

[F. R. Doc. 50-4849; Filed, June 6, 1950;
8:49 a. m.]

[Docket No. 9612]

PART 9—AERONAUTICAL SERVICES

FREQUENCIES AVAILABLE

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 31st day of May 1950;

The Commission having under consideration the addition of footnote 3a to § 9.312 (h) of the Commission's rules in order to provide for the use of airdrome control frequencies for approach control simplex operation.

It appearing, that in accordance with the requirements of section 4 (a) of the Administrative Procedure Act, a general notice of proposed rule making was duly published in the FEDERAL REGISTER, which notice proposed among other things the addition of footnote 3a to § 9.312 (h) of the Commission's rules governing the Aeronautical Service; and

It further appearing, that although several comments were filed relative to the other proposed amendments, no unfavorable comments were received on the proposed footnote 3a to § 9.312 (h); and

It further appearing, that public interest, convenience and necessity would be served by the adoption of the amendment as proposed and authority therefor is contained in § 303 (c) and (r) of the Communications Act of 1934, as amended; and

It further appearing, that since the effect of the amendment would be to increase the safety of the operation of

aircraft, it would be desirable to have the rule go into effect immediately:

It is ordered, That effective immediately § 9.312 (h) of the Commission's rules is amended by the addition of footnote 3a, said footnote to read as follows:

^{3a} The VHF airdrome traffic control frequencies are available to aircraft stations for

approach control simplex operation, until service is provided on the allocated approach control frequencies and equipment is generally available.

(Sec. 4, 48 Stat. 1066, as amended; 47 U. S. C. 154. Interprets or applies secs. 303, 307, 48 Stat. 1082, 1083, as amended; 47 U. S. C. 303, 307)

Released: May 31, 1950.

FEDERAL COMMUNICATIONS

COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 50-4848; Filed, June 6, 1950;
8:49 a. m.]

PROPOSED RULE MAKING

FEDERAL COMMUNICATIONS COMMISSION

[47 CFR, Parts 1, 3]

[Docket No. 9553]

FORFEITURE OF CONSTRUCTION PERMITS ORDER SCHEDULING ORAL ARGUMENT

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 31st day of May 1950:

The Commission having under consideration written comments from the National Association of Broadcasters; the Federal Communications Bar Association; Raytheon Manufacturing Company; Stations KQV et al., filed by

George O. Sutton; Stations KOB et al., filed by Pierson and Ball; Messrs. Haley, McKenna and Wilkinson; Stations KXL et al., filed by E. B. Craney; Station KBOW, filed by Edward K. Wheeler; Frank Stollenwerck; Messrs. Roberts and McInnis; and Nathan Williams, filed with respect to the notice of proposed rule making (FCC 50-44) adopted January 11, 1950, in the above-entitled matter proposing to amend §§ 1.314, 3.215 and 3.615 of the Commission's rules and regulations, which relate to the forfeiture of construction permits; and

It appearing, that certain of the said comments oppose the adoption of the proposed amendments contained in said notice of proposed rule making; and that oral argument has been requested;

It is ordered, That the Commission will hear oral argument in the above-entitled matter on June 19, 1950, at 10:00 a. m., in Room 6121, New Post Office Building, Twelfth and Pennsylvania Avenue NW., Washington, D. C. Those parties who have heretofore filed comments in the above-entitled matter and who desire to participate in said oral argument should so notify the Commission on or before June 12, 1950.

Released: May 31, 1950.

FEDERAL COMMUNICATIONS

COMMISSION,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 50-4850; Filed, June 6, 1950;
8:49 a. m.]

NOTICES

DEPARTMENT OF LABOR

Wage and Hour Division

LEARNER EMPLOYMENT CERTIFICATES

ISSUANCE TO VARIOUS INDUSTRIES

Notice of issuance of special certificates for the employment of learners under the Fair Labor Standards Act of 1938, as amended.

Notice is hereby given that pursuant to section 14 of the Fair Labor Standards Act of 1938, as amended (52 Stat. 1068, as amended; 29 U. S. C. and Supp. 214), and Part 522 of the regulations issued thereunder (29 CFR, Part 522), special certificates authorizing the employment of learners at hourly wage rates lower than the minimum wage rate applicable under section 6 of the act have been issued to the firms listed below. The employment of learners under these certificates is limited to the terms and conditions therein contained and is subject to the provisions of Part 522. The effective and expiration dates, occupations, wage rates, number or proportion of learners, and learning period for certificates issued under the general learner regulations (§§ 522.1 to 522.14) are as indicated below; conditions provided in certificates issued under special industry regulations are as established in those regulations.

Single Pants, Shirts, and Allied Garments, Women's Apparel, Sportwear and Other Odd Outerwear, Rainwear, Robes and Leather and Sheep-Lined Garments

Divisions of the Apparel Industry, Learner Regulations (29 CFR 522.160 to 522.165; as amended, January 25, 1950 (15 F. R. 399).)

Allentown Manufacturing Corp., 166 Hamilton Street, Allentown, Pa., effective 5-10-50 to 7-25-50; 10 percent learners.

Bevy Manufacturing Co., 653 Cortlandt Street, Perth Amboy, N. J., effective 5-11-50 to 7-25-50; 10 percent learners.

Blanton Manufacturing Co., Inc., 114-118 Canal Street, New Smyrna Beach, Fla., effective 5-12-50 to 7-25-50; 10 percent learners.

Candlewood Manufacturing Co., Housatonic and Wellesville Avenues, New Milford, Conn., effective 5-18-50 to 7-25-50; 10 percent or 10 learners.

Carol Frocks Co., Millerton, N. Y., effective 2-28-50 to 7-25-50; 10 percent or 10 learners.

Chatham Dress Co., 81 East Main Street, Millville, N. J., effective 5-16-50 to 7-25-50; 10 percent learners.

Chatham Dress Co., Central Avenue, Blackwood, N. J., effective 5-15-50 to 7-25-50; 10 percent learners.

W. E. Graves & Sons, Milton, Del., effective 5-18-50 to 7-25-50; two learners.

Hollywood Maxwell Co., Main Hangar Municipal Airport, Topeka, Kans., effective 5-16-50 to 7-25-50; an additional 19 for expansion.

Kay Bee Sportswear, Inc., Jesse Street, Fall River, Mass., effective 5-16-50 to 7-25-50; 10 percent learners.

Kay-Lynn, Inc., 64 North Sixth Street, Hudson, N. Y., effective 5-16-50 to 7-25-50; 10 percent learners.

La Resita Corset Co., Fond du Lac, 101 Western Avenue, Fond du Lac, Wis., effective 5-15-50 to 7-25-50; 10 learners.

Linda Rose Dresses, 5046 Cates Avenue, St. Louis, Mo., effective 7-17-50 to 7-25-50; 10 percent learners.

Mildred Dress Co., 701 Washington Avenue, Jermyn, Pa., effective 5-16-50 to 7-25-50; 10 percent learners.

M. M. C. Inc., 514 West First St., Duluth 2, Minn., effective 5-15-50 to 7-25-50; 10 percent learners.

Norway Needlecraft Corp., Norway, Mich., effective 5-15-50 to 7-25-50; an additional 30 learners for expansion.

Pamplin Dress Corp., Pamplin, Va., effective 5-15-50 to 7-25-50; four learners.

Providence Sportswear Manufacturing Co., 3 Greenridge Street, Scranton, Pa., effective 5-10-50 to 7-25-50; 10 percent or 10 learners.

The Sager Glove Corp., 102 West Third Street, Gilman, Ill., effective 5-17-50 to 7-25-50; four learners.

Hosiery Learner Regulations (29 CFR 522.40 to 522.51; as revised January 25, 1950 (15 F. R. 283)).

Nickels and Nickels, Inc., Philadelphia, Pa., effective 5-17-50 to 5-16-51; two learners.

Ripon Knitting Works, Ripon, Wis.; supplemental certificate; effective 5-11-50 to 1-10-51; 15 learners.

Independent Telephone Learner Regulations (29 CFR 522.82 to 522.93; as amended January 25, 1950 (15 F. R. 398)).

Citizens Telephone Co., Bridgman exchange, Bridgman, Mich., effective 5-18-50 to 7-24-50.

Cigar Learner Regulations (29 CFR 522.201 to 522.211; as amended January 25, 1950 (15 F. R. 400)).

Budd Cigar Co., Quincy, Fla., 10 percent learners; effective 5-15-50 to 5-14-51, cigar machine operator, 320 hours, 60¢ per hour; cigar packer, 160 hours, 60¢ per hour; machine stripper, 160 hours, 60¢ per hour.

Regulations Applicable to the Employment of Learners (29 CFR 522.1 to 522.14).

Altoona Mattress Manufacturing Co., Inc., Altoona, Pa., effective 5-15-50 to 11-14-50; three learners; mattress sewer, 480 hours; assembler, 480 hours; garnett machine operator, 480 hours; 60 cents for the first 320 hours and 65 cents for the remaining 160 hours.

The Beechwood Co., Inc., Pottstown, Pa., effective 5-18-50 to 11-17-50; five learners; sewing machine operator, 320 hours, 60¢ per hour.

Delfiner Brothers, Inc., 121 North Seventh Street, Philadelphia, Pa., effective 5-15-50 to 11-15-50; 7 percent learners; sewing machine operator, 480 hours; 60¢ per hour for 240 hours and 65¢ per hour for the next 240 hours.

Eastern Illustrating & Publishing Co., Inc., Belfast, Maine, effective 5-15-50 to 11-14-50; two learners; printer, 320 hours, 60 cents.

J. H. Grady Manufacturing Co., Licking, Mo., effective 5-16-50 to 11-15-50; 10 percent learners; hand and machine sewers, baseball makers and molders only; 480 hours, 60¢ for the first 320 hours and 65¢ for the remaining 160 hours.

Loring Studios, Hartford, Conn., effective 5-18-50 to 11-17-50; 10 percent learners; photographic colorist, 320 hours, 60 cents.

Pennington Manufacturing Co., Columbia, S. C., effective 5-15-50 to 11-14-50; five learners; sewing machine operator, 480 hours, 60¢ for the first 320 hours and 65¢ for the remaining 160 hours.

Pioneer Album Co., Inc., Greenfield, Ind., effective 5-15-50 to 11-14-50; five learners; bindery workers, 360 hours, 60 cents.

The following special learner certificates were issued in the Shoe Industry. These certificates authorize the employment of learners in any occupations except custodial, maintenance, supervisory, and office and clerical occupations. The learning period is 480 hours at not less than 65 cents an hour for the first 240 hours and not less than 70 cents an hour for the next 240 hours, except as otherwise indicated in parentheses.

Auerbach Shoe Co., Lynn Street, Norway, Maine, effective 5-16-50 to 5-25-50; 10 percent learners.

Skippy Footwear Corp., Madison Street, West Hazleton, Pa., effective 5-15-50 to 5-25-50; 30 learners (240 hours, 65 cents).

Each certificate has been issued upon the employer's representation that employment of learners at subminimum rates is necessary in order to prevent curtailment of opportunities for employment, and that experienced workers for the learner occupations are not available. The certificates may be canceled in the manner provided in the regulations and as indicated in the certificates. Any person aggrieved by the issuance of any of these certificates may seek a review or reconsideration thereof within fifteen days after publication of this notice in the FEDERAL REGISTER pursuant to the provisions of Part 522.

Signed at Washington, D. C., this 29th day of May 1950.

ISABEL FERGUSON,
Authorized Representative
of the Administrator.

[F. R. Doc. 50-4826; Filed, June 6, 1950; 8:47 a. m.]

LEARNER EMPLOYMENT CERTIFICATES ISSUANCE TO VARIOUS INDUSTRIES

Notice of issuance of special certificates for the employment of learners under the Fair Labor Standards Act of 1938, as amended.

Notice is hereby given that pursuant to section 14 of the Fair Labor Standards Act of 1938, as amended (52 Stat. 1068, as amended; 29 U. S. C. and Supp. 214), and Part 522 of the regulations issued thereunder (29 CFR, Part 522), special certificates authorizing the employment of learners at hourly wage rates lower than the minimum wage rate applicable under section 6 of the act have been issued to the firms listed below. The employment of learners under these certificates is limited to the terms and conditions therein contained and is subject to the provisions of Part 522. The effective and expiration dates, occupations, wage rates, number or proportion of learners, and learning period for certificates issued under the general learner regulations (§§ 522.1 to 522.14) are as indicated below; conditions provided in certificates issued under special industry regulations are as established in those regulations.

Single Pants, Shirts and Allied Garments, Women's Apparel, Sportwear and Other Odd Outerwear, Rainwear, Robes and Leather and Sheep-Lined Garments Divisions of the Apparel Industry, Learner Regulations (29 CFR 522.160 to 522.165; as amended, January 25, 1950 (15 F. R. 399)).

Allendale Garment Company, Inc., Allendale, S. C., effective 5-29-50 to 7-25-50; 58 learners for expansion purposes.

Berkshire Frocks, Inc., 169 Bridge Street, Cambridge, Mass., effective 5-27-50 to 7-25-50; 10 percent learners.

The Butler Shirt Co., 165 Brugh Avenue, Butler, Pa., effective 5-26-50 to 7-25-50; 50 learners for expansion.

Cable Raincoat Co., 741 East Sixth Street, South Boston, Mass., effective 5-26-50 to 7-25-50; 10 percent learners.

Colonial Togs, 544 Leggett Street, Scranton, Pa., effective 5-26-50 to 7-25-50; 10 percent learners.

General Knitwear Corp., 1356 Locust Street, Terre Haute, Ind., effective 5-26-50 to 7-25-50; 10 percent learners.

Grandeur Fashions, Inc., 204 Oliver Street, Swoyerville, Pa., effective 5-26-50 to 7-25-50; 10 percent learners.

Hollywood Maxwell Co., Main Hangar, Municipal Airport, Topeka, Kans.; supplemental certificate; effective 5-29-50 to 7-25-50; 36 learners for expansion.

Morris Sportswear Co., 219 Arch Street, Nanticoke, Pa., effective 5-27-50 to 7-25-50; 10 percent learners.

New England Mackintosh Co., Inc., 984 Main Street, Brockton, Mass., effective 5-26-50 to 7-25-50; five learners for expansion.

Ronlee Manufacturing Co., 15 Union Street, Lawrence, Mass., effective 5-27-50 to 7-25-50; 20 learners for expansion (supplemental certificate).

Texas Infants Dress Co., 410 South Main Avenue, San Antonio 5, Tex., effective 5-29-50 to 7-25-50; 10 percent learners.

Variety Garment Co., Cedar Brook, N. J., effective 5-22-50 to 7-25-50; six learners.

Hosiery Learner Regulations (29 CFR 522.40 to 522.51; as revised January 25, 1950 (15 F. R. 283)).

Fashion Hosiery Mills, Inc., Boyertown, Pa., effective 5-22-50 to 5-21-51; five learners.

Select Hosiery Mills, Inc., Hatfield, Pa., effective 5-24-50 to 5-23-51; 5 percent learners.

Regulations Applicable to the Employment of Learners (29 CFR 522.1 to 522.14).

Bonnie Products Corp., Fall River, Mass., effective 5-22-50 to 7-24-50; supplemental certificate; 30 learners; sewing machine operator, 320 hours, padder, 320 hours, paster, 320 hours, 60 cents.

Dencolo Manufacturing Co., Aurora, Colo., effective 5-22-50 to 11-21-50; four learners; sewing machine operator, 120 hours, 60 cents.

Moore & Wiseman Furniture Manufacturing Co., Gladewater, Tex., effective 5-22-50 to 11-21-50; four learners; upholsterer, 480 hours, 60 cents for the first 320 hours and 65 cents for the remaining 160 hours.

Vance's, Greenville, Tex., effective 5-22-50 to 11-21-50; two learners; fly tier, 480 hours, 60 cents for the first 320 hours and 65 cents for the remaining 160 hours.

The following special learner certificates were issued in the Shoe Industry. These certificates authorize the employment of learners in any occupations except custodial, maintenance, supervisory, and office and clerical occupations. The learning period is 480 hours at not less than 65 cents an hour for the first 240 hours and not less than 70 cents an hour for the next 240 hours, except as otherwise indicated in parentheses.

Haddad Shoe Corp., 217 West Grant Street, Lancaster, Pa., effective 5-29-50 to 8-25-50; three learners (cutters, 65 cents an hour for 120 hours, sewing machine operator, 65 cents an hour for 80 hours).

Sander Moccasin Co., Inc., 62 Oak Street, Bangor, Maine, effective 5-29-50 to 8-25-50; 5 percent learners.

Each certificate has been issued upon the employer's representation that employment of learners at subminimum rates is necessary in order to prevent curtailment of opportunities for employment, and that experienced workers for the learner occupations are not available. The certificates may be cancelled in the manner provided in the regulations and as indicated in the certificates. Any person aggrieved by the issuance of any of these Certificates may seek a review or reconsideration thereof within fifteen days after publication of this notice in the FEDERAL REGISTER pursuant to the provisions of Part 522.

Signed at Washington, D. C., this 2d day of June 1950.

ISABEL FERGUSON,
Authorized Representative
of the Administrator.

[F. R. Doc. 50-4863; Filed, June 6, 1950; 8:50 a. m.]

CIVIL AERONAUTICS BOARD

[Docket No. SA-213]

ACCIDENT OCCURRING NEAR TETERBORO AIRPORT, N. J.

NOTICE OF HEARING

In the matter of investigation of accident involving aircraft of United States Registry N-9406H, which occurred near Teterboro Airport, New Jersey, May 27, 1950.

Notice is hereby given, pursuant to the Civil Aeronautics Act of 1938, as amended, particularly section 702 of said act, in the above-entitled proceeding that hearing is hereby assigned to be held on Friday, June 9, 1950, at 9:30 a. m., in the Empire Room, Lexington Hotel, New York, New York.

Dated at Washington, D. C., June 2, 1950.

[SEAL]

ROBERT W. CHRISP,
Presiding Officer.

[F. R. Doc. 50-4893; Filed, June 6, 1950;
10:38 a. m.]

FEDERAL COMMUNICATIONS COMMISSION

STATEMENT OF DELEGATIONS OF AUTHORITY DELEGATION TO SECRETARY

In conformity with amendments to Parts 1 and 8 of Title 47, Chapter I (see under Rules and Regulations section, *supra*), the Commission's Statement of Delegations of Authority (13 F. R. 6934) is amended to read as follows:

Section 0.144 is amended effective immediately by adding a new subparagraph (m) thereto to read as follows:

(m) Applications for waiver of the provisions of § 8.195 (m) (2) to obtain extension beyond July 1, 1950, of the term of ship radar station licenses which would be otherwise limited by the provisions of § 8.195 (m) (2) to July 1, 1950. (See § 1.333 as to contents of such applications.)

FEDERAL COMMUNICATIONS
COMMISSION,

[SEAL]

T. J. SLOWIE,
Secretary.

[F. R. Doc. 50-4849; Filed, June 6, 1950;
8:49 a. m.]

FEDERAL POWER COMMISSION

[Docket No. E-6298]

PENNSYLVANIA ELECTRIC CO.

NOTICE OF APPLICATION

MAY 31, 1950.

Take notice that on May 29, 1950, an application was filed with the Federal Power Commission, pursuant to section 203 of the Federal Power Act, by Pennsylvania Electric Company, a corporation organized under the laws of the Commonwealth of Pennsylvania and doing business in the States of Pennsylvania and Maryland, with its principal business office at Johnstown, Pennsylvania, seeking an order authorizing the acquisition from West Penn Power Company, a Pennsylvania corporation with its principal business office at Pittsburgh, Pennsylvania, of 17.33 miles of 132 kv. transmission line situated in the Borough of Ridgway and the Townships of Ridgway and Highland, Elk County, Pennsylvania, for a consideration stated in the application to be \$125,000 in cash, in accordance with the terms of a certain agreement between the parties dated May 5, 1950; all as more fully appears in the application on file with the Commission.

Any person desiring to be heard or to make any protest with reference to said application should, on or before the 21st day of June 1950, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's rules of practice and procedure. The application is on file with the Commission for public inspection.

[SEAL]

LEON M. FUQUAY,
Secretary.

[F. R. Doc. 50-4827; Filed, June 6, 1950;
8:47 a. m.]

[Docket No. G-1372]

EL PASO NATURAL GAS CO.

NOTICE OF FINDINGS AND ORDER ISSUING A
CERTIFICATE OF PUBLIC CONVENIENCE AND
NECESSITY

JUNE 1, 1950.

Notice is hereby given that, on June 1, 1950, the Federal Power Commission issued its findings and order entered June 1, 1950, issuing a certificate of public convenience and necessity in the above-designated matter.

[SEAL]

LEON M. FUQUAY,
Secretary.

[F. R. Doc. 50-4837; Filed, June 6, 1950;
8:48 a. m.]

[Docket No. E-6255]

EMPIRE DISTRICT ELECTRIC CO.

NOTICE OF ORDER DISMISSING PETITION,
AUTHORIZING RATE SCHEDULE TO BE WITH-
DRAWN, ALLOWING RATE SCHEDULE TO
TAKE EFFECT AND TERMINATING PROCEED-
INGS

JUNE 1, 1950.

Notice is hereby given that, on May 29, 1950, the Federal Power Commission issued its order entered May 29, 1950, dismissing petition of The Citizens Committee and The Intra-City Committee for leave to intervene, authorizing withdrawal of Rate Schedule No. 49; allowing Rate Schedule No. 52 to take effect, and terminating proceedings in the above-designated matter.

[SEAL]

LEON M. FUQUAY,
Secretary.

[F. R. Doc. 50-4835; Filed, June 6, 1950;
8:47 a. m.]

[Docket Nos. G-889, G-1272]

EAST TENNESSEE NATURAL GAS CO.

NOTICE OF ORDER ALLOWING INTERIM RATE
SCHEDULE TO TAKE EFFECT

JUNE 1, 1950.

Notice is hereby given that, on May 29, 1950, the Federal Power Commission issued its order entered May 29, 1950, in the above-designated matters, allowing Interim Rate Schedule, filed April 27, 1950, to take effect as of June 1, 1950.

[SEAL]

LEON M. FUQUAY,
Secretary.

[F. R. Doc. 50-4836; Filed, June 6, 1950;
8:48 a. m.]

[Docket No. E-6299]

SIERRA PACIFIC POWER CO.

NOTICE OF APPLICATION

MAY 31, 1950.

Notice is hereby given that on May 31, 1950, an application was filed with the Federal Power Commission, pursuant to section 204 of the Federal Power Act, by Sierra Pacific Power Company, a corporation organized under the laws of the State of Maine, with its principal business office at Reno, Nevada, and doing business in the States of Nevada and California, seeking an order authorizing the issuance of unsecured Promissory Notes payable to the National Shawmut Bank of Boston (Mass.), in an amount not exceeding \$2,200,000 at any one time outstanding or renewals thereof maturing not later than October 31, 1950, at a rate of interest not to be in excess of 2 percent per annum, for the purpose of refinancing outstanding notes in the amount of \$1,700,000 held by the same bank, and \$500,000 for construction purposes; all as more fully appears in the application on file with the Commission.

Any person desiring to be heard or to make any protest with reference to said application should, on or before the 21st day of June 1950, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's rules of practice and procedure. The application is on file with the Commission for public inspection.

[SEAL]

LEON M. FUQUAY,
Secretary.

[F. R. Doc. 50-4842; Filed, June 6, 1950;
8:49 a. m.]

[Docket Nos. G-655, G-1019, G-1051, G-1067,
G-1177, G-1195]

SAN JUAN PIPE LINE CO. ET AL.

ORDER OMITTING INTERMEDIATE DECISION
PROCEDURE AND GRANTING ORAL ARGUMENT

MAY 31, 1950.

In the matters of San Juan Pipe Line Company, Docket No. G-1067; El Paso Natural Gas Company, Docket No. G-1177; Pacific Gas and Electric Company, Docket No. G-1195; El Paso Natural Gas Company, Docket No. G-655; El Paso Natural Gas Company, Docket No. G-1019; and El Paso Natural Gas Company, Docket No. G-1051.

On September 27, 1949, El Paso Natural Gas Company and Pacific Gas and Electric Company filed a joint motion to reopen the proceedings in Docket Nos. G-1067, G-1177, and G-1195 for further hearing to permit El Paso Natural Gas Company to submit additional evidence to the Commission in compliance with the Commission's order issued July 14, 1949. Pursuant to the request contained in said joint motion these proceedings were reopened for the purpose of taking additional evidence.

In the joint motion filed September 27, 1949, request was also made that the Commission omit the intermediate decision procedure permitted by § 1.30 (c) of the rules of practice and procedure and that opportunity be granted for pre-

senting oral argument only before the Commission after the conclusion of taking of testimony.

Applicants allege that the additional volumes of natural gas proposed to be transported are urgently needed by the consumers in the San Francisco Bay Area and other areas of Central and Northern California, and that in order to carry out the present plan to furnish a substantial part of such additional volumes by January 1, 1951, it is important that the hearing herein be concluded at the earliest practicable date. Applicants further allege that no novel questions or principles are involved in these proceedings which create any need for the intermediate decision procedure herein.

The Commission finds: Good cause exists for granting the motion and for oral argument before the Commission after the conclusion of the taking of testimony in the above-entitled proceedings.

The Commission orders:

(A) The intermediate decision procedure in the consolidated proceedings, Docket Nos. G-1067, G-1177, G-1195, G-655, G-1019 and G-1051, be and the same hereby is omitted in accordance with the provisions of § 1.30 (c) of the Commission's rules of practice and procedure.

(B) Oral argument be had before the Commission in the said consolidated proceedings in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue NW., Washington, D. C., commencing at 10:00 a. m., e. d. s. t., on June 19, 1950.

Date of issuance: June 1, 1950.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 50-4841; Filed, June 6, 1950;
8:48 a. m.]

[Docket No. G-1403]

ARKANSAS LOUISIANA GAS CO.

NOTICE OF APPLICATION

JUNE 5, 1950.

Take notice that on May 31, 1950, Arkansas Louisiana Gas Company (Applicant), a Delaware corporation with its principal place of business in Shreveport, Louisiana, filed an application for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, authorizing Applicant to construct and operate an interconnection, measuring and regulating station at a point on its transmission Line "K" in the E½ of NE¼, Section 33, Township 19 South, Range 13 West, Union County, Arkansas, between its Line "K" and an 8½-inch pipeline to be constructed by Crossett Lumber Company and operated by Applicant, extending from said point of connection approximately 30.3 miles to the plant of Crossett Lumber Company in Crossett, Ashley County, Arkansas.

No. 109—3

Applicant states the construction and operation proposed are for the purpose of making deliveries of gas to Crossett Lumber Company for consumption as fuel in its plant at Crossett, Arkansas; that Crossett Lumber Company advises it desires to terminate its arrangements with Mississippi River Fuel Corporation for the purchase of gas, and has entered into a contract with Applicant. During the first year of said contract, maximum volumes required by Crossett per 24 hour day will be 8,000,000 cubic feet, which volumes by appropriate notice may be increased to 9,600,000 cubic feet per 24 hour day.

The application recites that sales revenues of \$247,950 will be realized on sales to Crossett of 2,190,000 Mcf annually, in addition to which a fee of \$6,000 will be charged for operating and maintaining the pipeline from Applicant's Line "K" to Crossett's plant resulting in a total annual revenue of \$253,950; that expenses of operation, exclusive of cost of gas, will be \$22,540, leaving available for cost of gas, income taxes and return the sum of \$231,410.

The estimated over-all capital cost of the interconnection, measuring and regulating station facilities will be approximately \$2,800, which will be paid from Applicant's cash balances.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D. C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before the 23d day of June 1950. The application is on file with the Commission for public inspection.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 50-4919; Filed, June 6, 1950;
11:53 a. m.]

FEDERAL TRADE COMMISSION

[Docket No. 5713]

LATHAM WATCHMAN'S CLOCK CO. ET AL.

ORDER APPOINTING TRIAL EXAMINER

In the matter of Latham Watchman's Clock Company, a corporation, and Louis P. Latham, Sr., Louis P. Latham, Jr., and Harrison G. Hooper, individually and as officers of Latham Watchman's Clock Company.

This matter being at issue and ready for the taking of testimony and the receipt of evidence, and pursuant to authority vested in the Federal Trade Commission,

It is ordered, That John W. Addison, a Trial Examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered, That the taking of testimony and the receipt of evidence begin at a time and place to be later designated by the Trial Examiner.

Upon completion of the taking of testimony and receipt of evidence in support of the allegations of the complaint, the Trial Examiner is directed to proceed

immediately to take testimony and evidence on behalf of the respondents. The Trial Examiner will then close the taking of testimony and evidence and, after all intervening procedure as required by law, will close the case and make and serve on the parties at issue a recommended decision which shall include recommended findings and conclusions, as well as the reasons or basis therefor, upon all the material issues of fact, law, or discretion presented on the record, and an appropriate recommended order; all of which shall become a part of the record in said proceeding.

Issued: May 24, 1950.

By the Commission.

[SEAL] D. C. DANIEL,
Secretary.

[F. R. Doc. 50-4843; Filed, June 6, 1950;
8:49 a. m.]

INTERSTATE COMMERCE COMMISSION

[4th Sec. Application 25012, Amended]

ANIMAL MEAT FROM ILLINOIS TO FLORIDA

APPLICATION FOR RELIEF

JUNE 2, 1950.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: R. G. Raasch, Agent, for and on behalf of carriers parties to fourth-section application No. 15202.

Commodities involved: Animal meat, suitable for animal consumption only, carloads.

From: Points in Illinois territory.

To: Points in Florida.

Grounds for relief: Competition with rail carriers, circuitous routes and analogous commodity.

Schedules filed containing proposed rates: R. G. Raasch's tariff I. C. C. No. 620, Supplement 62.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 50-4831; Filed, June 6, 1950;
8:47 a. m.]

[4th Sec. Application 25143]

FEED IN NEW ENGLAND TERRITORY

APPLICATION FOR RELIEF

JUNE 2, 1950.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: I. N. Doe, Agent, for and on behalf of carriers parties to his tariff I. C. C. No. 593.

Commodities involved: Feed, animal, poultry or pigeon, carloads.

From: Points in New England.

To: Points in New England.

Grounds for relief: Circuitous routes, competition with motor carriers and to apply over short tariff routes rates constructed on the basis of the short line distance formula.

Schedules filed containing proposed rates:

	Supplement No.	I. C. C. tariff No.
B&A	222	303
NYNH&H	19	F-4112
Can. Pac.	(1)	E-2578
Gen. Vt.	3	A-7018
St. Johnsbury & Lamotte County	20	90

¹ Rates named on original pp. 26A to 26E, inclusive.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL]

W. P. BARTEL,
Secretary.

[F. R. Doc. 50-4832; Filed, June 6, 1950;
8:47 a. m.]

[4th Sec. Application 25144]

WROUGHT IRON PIPE FROM SOUTH TO WEST

APPLICATION FOR RELIEF

JUNE 2, 1950.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: L. E. Kipp, Agent, for and on behalf of carriers parties to his tariff I. C. C. No. A-3678.

Commodities involved: Wrought iron pipe and related articles, carloads.

From: Points in southern territory.

To: Points in western trunk line territory.

Grounds for relief: Market competition.

Schedules filed containing proposed rates: L. E. Kipp's tariff I. C. C. No. A-3678, Supplement 100.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL]

W. P. BARTEL,
Secretary.

[F. R. Doc. 50-4833; Filed, June 6, 1950;
8:47 a. m.]

[4th Sec. Application 25145]

BLACKSTRAP MOLASSES TO PEORIA, PEKIN, EAST ST. LOUIS, ILL., AND ST. LOUIS, MO.

APPLICATION FOR RELIEF

JUNE 2, 1950.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: R. E. Boyle, Jr., Agent, for and on behalf of carriers parties to W. P. Emerson, Jr.'s tariff I. C. C. No. 395.

Commodities involved: Blackstrap molasses, carloads.

From: New Orleans, La., Mobile, Ala., Gulfport, Miss., and points in group 1 as described on page 8 of Agent Emerson's tariff I. C. C. No. 395.

To: Peoria, Pekin, East St. Louis, Ill., and St. Louis, Mo.

Grounds for relief: Competition with water carriers.

Schedules filed containing proposed rates: W. P. Emerson, Jr.'s tariff I. C. C. No. 395, Supplement 10.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If

because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL]

W. P. BARTEL,
Secretary.

[F. R. Doc. 50-4834; Filed, June 6, 1950;
8:47 a. m.]

[Finance Docket No. 7316¹]

EXPRESS CONTRACT, 1929

At a general session of the Interstate Commerce Commission, held at its office in Washington, D. C., on the 18th day of May A. D. 1950.

It appearing, that in the above-entitled proceeding the Commission in its report and order entered February 11, 1929, included in Finance Docket No. 7322, Securities and Acquisition of Control of Ry. Exp. Agency, 150 I. C. C. 423, approved and authorized provisions in Article V of the Express Operations Agreement contained in a contract between the Railway Express Agency, Incorporated, and contracting railroads, insofar as said article provides for a division of earnings for which the Commission's approval and authorization is required under paragraph 1 of section 5 of the Interstate Commerce Act;

It further appearing, that the Railway Express Agency, on April 1, 1949, filed a petition¹ in which it avers, in substance, that approval by the Commission in the said proceedings of the acquisition of control of petitioner by participating railroads, issuance of securities, and pooling and division of express earnings among contracting railroads, fairly implied approval, of provisions contained in Article II of the Express Operations Agreement by which each contracting railroad constitutes petitioner its exclusive agent for the conduct of the express transportation business, and agrees not to transport property, other than mail, baggage, and other specified types of goods, independently of the Agreement on its passenger, express or mail trains, and requesting that if the Commission has not by its report and order heretofore entered in these proceedings made it clear that it has already approved such exclusive provisions of the Express Operations Agreement it, after appropriate proceedings, by supplemental report and order, either clarify or supplement its prior report and order by finding and determining that the exclusive provisions of the Express Operations Agreement are necessary to ensure the economies of united operations and

¹ This order relates to petition dated March 31, 1949, captioned Docket No. 29679, Express Earnings, Plan and Method of Division, Finance Docket No. 7322, Securities and Acquisition of Control of Railway Express Agency, Incorporated, Finance Docket No. 7316, Express Contract, 1929, but presents issues different from those considered in Docket No. 29679 and the portions of the finance dockets (No. 7322 and No. 7316) reopened for consideration therewith.

the fair and practicable operation of the pooling arrangement, all in the interest of better service to the public and of economy in the operation and do not unduly restrain competition;

It further appearing, that in a complaint by the United States of America against petitioner, filed in the United States District Court for the District of Delaware, charging a violation of sections 1 and 2 of the Sherman Act (26 Stat. 209, 15 U. S. C. 1, 2) petitioner filed an answer which included a motion that the Court dismiss the complaint without prejudice to the right of the United States to file the same or an amended complaint after conclusion of appropriate proceedings before this Commission or, in the alternative, that the Court stay proceedings in the suit until the conclusion of such proceedings before the Commission;

It further appearing, that the Commission, by order entered May 9, 1949, directed that said petition of the Railway Express Agency, Incorporated, be held in abeyance pending determination of the said motion;

It further appearing, that the said United States District Court, in an opinion dated April 3, 1950, and an order dated April 26, 1950, granted the motion of the Railway Express Agency to stay the proceedings until final determination by the Commission of the issues raised by said defendant in its petition of March 31, 1949; and upon further consideration of said petition, and for good cause appearing:

It is ordered, That Finance Docket No. 7316 be, and it is hereby, reopened for further hearing for the purpose of determining the matters presented by the Railway Express Agency, Incorporated, in its said petition of March 31, 1949, with the view to making such findings and orders in the premises as the facts and circumstances shall appear to warrant;

It is further ordered, That this proceeding be set for hearing at such time and place as the Commission may hereafter direct;

And it is further ordered, That a copy of this order be served upon the Railway Express Agency, Incorporated, upon each participating and contracting railroad party to the said Express Operations Agreement, the Attorney General of the United States, the Governor and State Railroad and Utilities Commission of each State of the United States, and upon each party to this proceeding; and that notice be given the public by depositing a copy of this order in the office of the Secretary of the Commission at Washington, D. C., and by filing a copy thereof with the Director, Division of the Federal Register.

By the Commission.

[SEAL]

W. P. BARTEL,
Secretary.

[F. R. Doc. 50-4830; Filed, June 6, 1950;
8:47 a. m.]

SECURITIES AND EXCHANGE COMMISSION

[File No. 70-2400]

INDIANA & MICHIGAN ELECTRIC CO. AND
AMERICAN GAS AND ELECTRIC CO.

NOTICE OF FILING

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 1st day of June A. D. 1950.

Notice is hereby given that American Gas and Electric Company ("American Gas"), a registered holding company, and Indiana & Michigan Electric Company ("Indiana"), an electric utility subsidiary of American Gas, have filed a joint application-declaration pursuant to the Public Utility Holding Company Act of 1935, and have designated sections 6 and 10 thereof and Rules U-42 and U-50 of the rules and regulations promulgated thereunder, as applicable to the proposed transactions which are summarized as follows:

Indiana proposes to issue and sell pursuant to the competitive bidding requirements of Rule U-50, \$20,000,000 aggregate principal amount of First Mortgage Bonds, -- Percent Series due 1980, to be issued under and secured by Indiana's Mortgage and Deed of Trust dated as of June 1, 1939, as supplemented by the First, Second and Third Supplemental Indentures.

Indiana also proposes to issue and sell to American Gas, and American Gas proposes to acquire, 45,000 shares of no par value common stock of Indiana for a cash consideration of \$7,000,000 to be paid to Indiana by American Gas.

Proceeds from the sales of the above securities will be used, in part, to prepay without premium notes of Indiana in the aggregate principal amount of \$9,000,000 estimated to be outstanding upon the sale of the bonds and stock. The balance of the proceeds is to be used in connection with Indiana's construction program.

Indiana requests that the competitive bidding period provided for by Rule U-50 be shortened to six days so that bids may be received on June 19, 1950.

Notice is further given that any interested person may not later than June 12, 1950, at 5:30 p. m., e. d. s. t., request the Commission in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request and the issues, if any, of fact or law raised by said application-declaration which he desires to controvert, or may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, 425 Second Street NW., Washington 25, D. C. At any time after June 12, 1950, at 5:30 p. m., e. d. s. t., said application-declaration, as filed or as amended, may be granted and permitted to become effective as provided by Rule U-23 of the rules and regulations promulgated under said act or the Commission may exempt such transactions as provided in Rule U-20 (a) and Rule U-100 thereof. All interested persons are

referred to said application-declaration which is on file with this Commission for a statement of the transactions therein proposed.

By the Commission.

[SEAL]

ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 50-4829; Filed, June 6, 1950;
8:47 a. m.]

[File No. 70-2382]

PUBLIC SERVICE CO. OF NEW HAMPSHIRE

NOTICE OF FILING

At a regular session of the Securities and Exchange Commission, held at its office in the city of Washington, D. C., on the 2d day of June A. D. 1950.

Notice is hereby given that an application and amendments thereto have been filed with this Commission, pursuant to the Public Utility Holding Company Act of 1935, by Public Service Company of New Hampshire ("New Hampshire"), a public-utility subsidiary of New England Public Service Company, a registered holding company. Applicant has designated the first sentence of section 6 (b) of the act as applicable to the proposed transactions.

Notice is further given that any interested person may, not later than June 12, 1950, at 5:30 p. m., e. d. s. t., request the Commission in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request and the issues, if any, of fact or law raised by said amended application proposed to be controverted, or may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, 425 Second Street NW., Washington 25, D. C. At any time after June 12, 1950, said application, as amended, may be granted as provided in Rule U-23 of the rules and regulations promulgated under the act, or the Commission may exempt such transactions as provided in Rule U-20 (a) and U-100 thereof.

All interested persons are referred to said application and amendments which are on file in the offices of this Commission for a statement of the transactions therein proposed, which are summarized as follows:

New Hampshire proposes to issue or renew from time to time up to and including August 31, 1950, short-term notes, i. e., notes having a maturity of nine months or less, up to a maximum amount (together with all other outstanding short-term notes) of \$5,000,000. The company proposes to issue such notes as funds are required in order to continue its construction program and to meet its other cash needs. The company had outstanding at May 25, 1950, short-term notes aggregating \$2,750,000. The application states that the company believes that under present conditions it will be able to borrow such funds at an interest rate of not exceeding 2 percent per annum, but that it has no commitment from any bank as to the interest

rate. The application further states that in case the interest rate on any of the promissory notes should exceed 2 percent per annum, the company will file an amendment to its application stating the name of the bank, the terms of the note and the rate of interest at least five days prior to the execution and delivery of said note, and unless the Commission shall notify the company to the contrary within said 5-day period, it is proposed that the amendment shall become effective at the end of said period.

The application states that the proposed transactions are not subject to the jurisdiction of the New Hampshire Public Service Commission, the regulatory commission of the State in which the company is organized and doing business.

The amount of notes proposed to be issued by the company is in excess of 5 percent of the principal amount and par value of other outstanding securities of the company. The company requests authorization pursuant to the first sentence of section 6 (b) of the act to issue such notes.

The application states that there are no expenses to the company in connection with the proposed transactions other than legal and other incidental expenses, estimated at not more than \$500, in connection with the preparation and filing of the application.

The company requests that the Commission's order be made effective forthwith upon its issuance.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 50-4877; Filed, June 6, 1950;
8:58 a. m.]

DEPARTMENT OF JUSTICE

Office of Alien Property

AUTHORITY: 40 Stat. 411, 55 Stat. 839, Pub. Laws 322, 671, 79th Cong., 60 Stat. 50, 925; 50 U. S. C. and Supp. App. 1, 616; E. O. 9193, July 6, 1942, 3 CFR, Cum. Supp., E. O. 9567, June 8, 1945, 3 CFR, 1945 Supp., E. O. 9788, Oct. 14, 1946, 11 F. R. 11981.

[Vesting Order 14679]

ORLEANA R. E. BOKER

In re: Trust under will of Orleana R. E. Boker, also known as Orleana R. E. Thompson, deceased. Files D-28-1635; E. T. sec. 12871, and D-28-1635 G-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Wolf Eginhard von Kruse, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the domiciliary personal representatives, heirs-at-law, next-of-kin, legatees and distributees, names unknown, of Wolf Eginhard von Kruse, who there is reasonable cause to believe are residents of Germany, are nationals of a designated enemy country (Germany);

3. That all right, title, interest and claim of any kind or character whatsoever of the persons identified in subparagraphs 1 and 2 hereof, and each of them, in and to the trust created under the will of Orleana R. E. Boker, also known as Orleana R. E. Thompson, deceased, presently being administered by the Rhode Island Hospital Trust Company, as succeeding trustee, 15 Westminster Street, Providence, Rhode Island,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country (Germany);

and it is hereby determined:

4. That to the extent that the person named in subparagraph 1 hereof and the domiciliary personal representatives, heirs-at-law, next-of-kin, legatees and distributees, names unknown, of Wolf Eginhard von Kruse, are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on May 24, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Acting Director,
Office of Alien Property.

[F. R. Doc. 50-4853; Filed, June 6, 1950;
8:50 a. m.]

[Vesting Order 14681]

ANNA LOUISE NOLDE

In re: Trust created by Anna Louise Nolde by deed of trust dated May 19, 1928. File No. D-28-2320-G-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Martha Hoeppner and Anna Kruse, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That all right, title, interest and claim of any kind or character whatsoever of the persons named in subpara-

graph 1 hereof, in and to the trust created by Anna Louise Nolde under deed of trust dated May 19, 1928, is property payable or deliverable to, or claimed by, the aforesaid nationals of a designated enemy country (Germany);

3. That such property is in the process of administration by the Reading Trust Company, as trustee, acting under the judicial supervision of the Orphans' Court of Berks County, Reading, Pennsylvania;

and it is hereby determined:

4. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on May 24, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Acting Director,
Office of Alien Property.

[F. R. Doc. 50-4854; Filed, June 6, 1950;
8:50 a. m.]

[Vesting Order 14683]

HANS VOGT

In re: Trust created by Hans Vogt by deed of trust dated June 23, 1931. File No. F-28-7460-G-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Martha Hoeppner and Anna Kruse, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That all right, title, interest and claim of any kind or character whatsoever of the persons named in subparagraph 1 hereof, in and to the trust created by Hans Vogt under deed of trust dated June 23, 1931, is property payable or deliverable to, or claimed by, the aforesaid nationals of a designated enemy country (Germany);

3. That such property is in the process of administration by the Reading Trust Company, as trustee, acting under the judicial supervision of the Orphans'

Court of Berks County, Reading, Pennsylvania;

and it is hereby determined:

4. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on May 24, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Acting Director,
Office of Alien Property.

[F. R. Doc. 50-4855; Filed, June 6, 1950;
8:50 a. m.]

[Vesting Order 14686]

AKC. SAB. LIEPAJAS BANKA

In re: Bank account owned by Akc. Sab. Liepajas Banka, also known as A/S Liepajas Banka, as Akciju Sabiedriba Liepajas Banka and as Libauer Bank. F-28-25395-E-4.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Dresdner Bank, the last known address of which is Berlin, Germany, is a corporation, partnership, association or other business organization, organized under the laws of Germany, and which has or, since the effective date of Executive Order 8389, as amended, has had its principal place of business in Berlin, Germany, and is a national of a designated enemy country (Germany);

2. That Akc. Sab. Liepajas Banka, also known as A/S Liepajas Banka, as Akciju Sabiedriba Liepajas Banka and as Libauer Bank, the last known address of which is Riga, Latvia, is a corporation, partnership, association or other business organization, organized under the laws of Latvia, whose principal place of business is located in Riga, Latvia, and is or, since the effective date of Executive Order 8389, as amended, has been controlled by the aforesaid Dresdner Bank, and is a national of a designated enemy country (Germany);

3. That the property described as follows: That certain debt or other obligation owing to Akc. Sab. Liepajas Banka, also known as A/S Liepajas Banka, as Akciju Sabiedriba Liepajas Banka and as Libauer Bank, by Manufacturers Trust

Company, 55 Broad Street, New York, New York, arising out of a deposit account, entitled Akc. Sab. Liepajas Banka, Riga, Latvia, maintained at the aforesaid bank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by Akc. Sab. Liepajas Banka, also known as A/S Liepajas Banka, as Akciju Sabiedriba Liepajas Banka and as Libauer Bank, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

4. That Akc. Sab. Liepajas Banka, also known as A/S Liepajas Banka, as Akciju Sabiedriba Liepajas Banka and as Libauer Bank, is controlled by or acting for or on behalf of a designated enemy country (Germany) or persons within such country and is a national of a designated enemy country (Germany); and

5. That to the extent that the persons named in subparagraphs 1 and 2 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on May 24, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Acting Director,
Office of Alien Property.

[F. R. Doc. 50-4856; Filed, June 6, 1950;
8:50 a. m.]

[Vesting Order 14687]

ELIZABETH BARTH

In re: Debt owing to Elizabeth Barth. F-28-3331.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Elizabeth Barth, whose last known address is Riensbergerstr 79, Rentnerheim Schutte, Bremen Horn 23 BN, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Elizabeth Barth, by George O. Blome, Munsey Building, Baltimore 2,

Maryland, in the amount of \$152.14, as of September 15, 1949, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of, or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on May 24, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Acting Director,
Office of Alien Property.

[F. R. Doc. 50-4857; Filed, June 6, 1950;
8:50 a. m.]

[Vesting Order 14688]

JOHANNA BOHNENBERGER-STIERLIN

In re: Stock owned by Johanna Bohnenberger-Stierlin. F-28-30711.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Johanna Bohnenberger-Stierlin on or since the effective date of Executive Order 8389, as amended, and on or since December 11, 1941, has been a resident of Germany and is a national of a designated enemy country (Germany);

2. That the property described as follows:

a. Twenty-six (26) shares of no par value common capital stock of Gillette Safety Razor Company, a corporation organized under the laws of the State of Delaware, evidenced by a certificate or certificates, registered in the name of Brown Brothers Harriman & Co., 59 Wall Street, New York 5, New York, presently in the custody of the aforesaid company, in a Special Account U, General Ruling No. 6 Account, entitled "Stockholms Enskilda Bank Aktiebolag", Stockholm,

Sweden, together with all declared and unpaid dividends thereon, and

b. That certain debt or other obligation of Brown Brothers Harriman & Co., 59 Wall Street, New York 5, New York, in the amount of \$347.75 as of March 15, 1950, representing a portion of an account entitled "Stockholms Enskilda Bank Aktiebolag, Special Account M, General Ruling No. 6 Account", maintained with the aforesaid company, together with any and all accruals thereto and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Johanna Bohnenberger-Stierlin, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on May 24, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Acting Director,
Office of Alien Property.

[F. R. Doc. 50-4858; Filed, June 6, 1950;
8:50 a. m.]

[Vesting Order 14689]

MARIA HUBER

In re: Debt owing to Maria Huber. F-28-25786-C-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Maria Huber, whose last known address is Leutkirch, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Maria Huber, by Topken & Farley, 250 Park Avenue, New York 17, New York, in the amount of \$188.89, as

of April 24, 1950, together with any and all accruals thereto, and any and all rights to demand, enforce, and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on May 24, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Acting Director,
Office of Alien Property.

[F. R. Doc. 50-4859; Filed, June 6, 1950;
8:50 a. m.]

[Vesting Order 14697]

MARTHE VON TARNOCZY

In re: Stock owned by Marthe Von Tarnoczy. F-28-30527-D-1/2.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Marthe Von Tarnoczy, whose last known address is Duren, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows:

a. Three hundred seventy-six (376) shares of \$25.00 par value common capital stock of Standard Oil Company (Indiana), 910 South Michigan Avenue, Chicago 80, Illinois, a corporation organized under the laws of the State of Indiana, evidenced by certificates numbered 101857, 101858 and 101859 for one hundred (100) shares each, and 0153412 for seventy-six (76) shares, registered in the name of Mrs. Marthe Von Tarnoczy,

together with all declared and unpaid dividends thereon, and

b. Three (3) shares of \$25.00 par value common capital stock of Standard Oil Company (New Jersey), 30 Rockefeller Plaza, New York 20, New York, a corporation organized under the laws of the State of New Jersey, evidenced by a certificate numbered CC708560, registered in the name of Mrs. Marthe Von Tarnoczy, together with all declared and unpaid dividends thereon,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on May 24, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Acting Director,
Office of Alien Property.

[F. R. Doc. 50-4862; Filed, June 6, 1950;
8:50 a. m.]

[Vesting Order 14691]

EMIL MONTIEN

In re: Bank account owned by Emil Montien also known as E. O. Montien. F-28-30763.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Emil Montien also known as E. O. Montien, whose last known address is Pfälzerstrasse 6, Hameln/Weser, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation of Guaranty Trust Company of New York, 140 Broadway, New York 15, New York, in the amount of \$225.00 as of May 10, 1950, representing a portion of a

blocked account entitled "De Twentsche Bank, N. V. 'Blocked Account', 'Non Treaty Account'", account number XC-16709, maintained at the aforesaid Guaranty Trust Company of New York, together with all accruals thereto, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Emil Montien also known as E. O. Montien, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on May 24, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Acting Director,
Office of Alien Property.

[F. R. Doc. 50-4860; Filed, June 6, 1950;
8:50 a. m.]

[Vesting Order 14692]

HEINRICH PETERS

In re: Bank account owned by Heinrich Peters, also known as Heinrich Peters. F-28-30744-E-1.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Heinrich Peters, also known as Heinrich Peters, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation of Harvard Trust Company, Cambridge, Massachusetts, arising out of a savings account, account number 39362, entitled Heinrich Peters—Massachusetts Institute of Technology (Joint Account), maintained at the aforesaid bank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or de-

liverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Heinrich Peters, also known as Heinrich Peters, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on May 24, 1950.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Acting Director,
Office of Alien Property.

[F. R. Doc. 50-4861; Filed, June 6, 1950;
8:50 a. m.]

